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5 *Attorneys for Defendants*  
*Universal Music Group, Inc.*  
6 *and Money Mack Music, Inc.*

7  
8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
10 WESTERN DIVISION

11 JULIUS JOHNSON, an individual,  
12 Plaintiff,

13 v.

14 ONIKA TANYA MARAJ P/K/A NICKI  
15 MINAJ, et al.  
16 Defendants.

CASE NO. 2:23-cv-05061-PA-AFM

Hon. Percy Anderson

**ANSWER OF DEFENDANTS  
UNIVERSAL MUSIC GROUP,  
INC. AND MONEY MACK MUSIC,  
INC. TO THIRD AMENDED  
COMPLAINT OF PLAINTIFF  
JULIUS JOHNSON**

Filed: June 26, 2023  
FAC Filed: October 26, 2023  
SAC Filed: January 3, 2024  
TAC Filed: February 27, 2024  
Trial: To be set

1 Defendants Universal Music Group, Inc. (“UMG”) and Money Mack Music,  
2 Inc. (“Money Mack”) (collectively, the “MSK Defendants”) hereby answer the  
3 Third Amended Complaint (the “TAC”; ECF 105) of Plaintiff Julius Johnson  
4 (“Plaintiff”). MSK Defendants deny each of the allegations in the TAC except as  
5 specifically admitted or qualified below, and MSK Defendants deny any headings  
6 in the TAC that are construed as allegations and deny any allegations in footnotes  
7 or sub-paragraphs to paragraphs that are otherwise denied.

### 8 9 **JURISDICTION AND VENUE**

10 1. Paragraph 1 contains legal conclusions to which no response is  
11 required. To the extent any response is required, MSK Defendants admit that this  
12 Court has subject matter jurisdiction over “copyright infringement and related  
13 claims pursuant to 17 U.S.C. §§ 501 *et. seq.*” and “violations of the Digital  
14 Millennium Copyright Act and related claims pursuant to 17 U.S.C. §§ 1201 *et.*  
15 *seq.*” pursuant to 28 U.S.C. §§ 1331 and 1338(a). MSK Defendants deny that the  
16 TAC states any such valid claims and deny that Plaintiff is entitled to any of the  
17 relief sought in the TAC. Except as expressly admitted, MSK Defendants deny the  
18 allegations in Paragraph 1.

19 2. Paragraph 2 contains legal conclusions to which no response is  
20 required. To the extent any response is required, MSK Defendants aver that this  
21 paragraph of the TAC sets forth allegations against all defendants in this action  
22 collectively. MSK Defendants are without knowledge or information sufficient to  
23 form a belief as to the truth of the allegations of this Paragraph as to defendants  
24 other than MSK Defendants and on that basis deny such allegations. MSK  
25 Defendants do not contest personal jurisdiction over them. Except as expressly  
26 admitted, MSK Defendants deny the allegations in Paragraph 2.

27 3. Paragraph 3 contains legal conclusions to which no response is  
28 required. To the extent any response is required, MSK Defendants aver that this

1 paragraph of the TAC sets forth allegations against all defendants in this action  
 2 collectively. MSK Defendants are without knowledge or information sufficient to  
 3 form a belief as to the truth of the allegations of this Paragraph as to defendants  
 4 other than MSK Defendants and on that basis deny such allegations. MSK  
 5 Defendants do not contest venue in this District or personal jurisdiction over them.  
 6 Except as expressly admitted, MSK Defendants deny the allegations in Paragraph  
 7 3.

### 8 9 **PARTIES**

10 4. MSK Defendants lack knowledge or information sufficient to form a  
 11 belief as to the truth of the allegations contained in Paragraph 4, and on that basis  
 12 deny each and every allegation contained therein.

13 5. MSK Defendants lack knowledge or information sufficient to form a  
 14 belief as to the truth of the allegations contained in Paragraph 5, and on that basis  
 15 deny each and every allegation contained therein.

16 6. MSK Defendants lack knowledge or information sufficient to form a  
 17 belief as to the truth of the allegations contained in Paragraph 6, and on that basis  
 18 deny each and every allegation contained therein.

19 7. Paragraph 7 contains legal conclusions to which no response is  
 20 required. To the extent any response is required, UMG admits that it is an entity  
 21 that is authorized to conduct business in the United States, it regularly conducts  
 22 business in this judicial district, and it maintains offices in Los Angeles County,  
 23 but denies that it “participated in, facilitated, or encouraged” any wrongful  
 24 conduct, including without limitation any allegedly “wrongful conduct” alleged in  
 25 the TAC, and denies all other allegations of this Paragraph. Except as expressly  
 26 admitted, UMG denies the allegations in Paragraph 7. Money Mack lacks  
 27 knowledge or information sufficient to form a belief as to the truth of the  
 28

1 allegations contained in Paragraph 7, and on that basis denies each and every  
2 allegation contained therein.

3 8. MSK Defendants lack knowledge or information sufficient to form a  
4 belief as to the truth of the allegations contained in Paragraph 8, and on that basis  
5 deny each and every allegation contained therein.

6 9. MSK Defendants lack knowledge or information sufficient to form a  
7 belief as to the truth of the allegations contained in Paragraph 9, and on that basis  
8 deny each and every allegation contained therein.

9 10. MSK Defendants lack knowledge or information sufficient to form a  
10 belief as to the truth of the allegations contained in Paragraph 10, and on that basis  
11 deny each and every allegation contained therein.

12 11. MSK Defendants lack knowledge or information sufficient to form a  
13 belief as to the truth of the allegations contained in Paragraph 11, and on that basis  
14 deny each and every allegation contained therein.

15 12. MSK Defendants lack knowledge or information sufficient to form a  
16 belief as to the truth of the allegations contained in Paragraph 12, and on that basis  
17 deny each and every allegation contained therein.

18 13. Paragraph 13 contains legal conclusions to which no response is  
19 required. To the extent any response is required, Money Mack admits that it is a  
20 music publisher that regularly conducts business in this judicial district, and it  
21 maintains offices in Louisiana, but denies that it “participated in, facilitated, or  
22 encouraged” any wrongful conduct, including without limitation any allegedly  
23 “wrongful conduct” alleged in the TAC, and denies all other allegations of this  
24 Paragraph. Except as expressly admitted, Money Mack denies the allegations in  
25 Paragraph 13. UMG lacks knowledge or information sufficient to form a belief as  
26 to the truth of the allegations contained in Paragraph 13, and on that basis denies  
27 each and every allegation contained therein.

1           14. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 14, and on that basis  
3 deny each and every allegation contained therein.

4           15. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 15, and on that basis  
6 deny each and every allegation contained therein.

7           16. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 16, and on that basis  
9 deny each and every allegation contained therein.

10           17. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 17, and on that basis  
12 deny each and every allegation contained therein. MSK Defendants further aver  
13 that this Paragraph erroneously references the “SAC” rather than the TAC.

14  
15                           **FACTS COMMON TO ALL CLAIMS**

16           18. MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 18, and on that basis  
18 deny each and every allegation contained therein.

19           19. MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 19, and on that basis  
21 deny each and every allegation contained therein.

22           20. MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 20, and on that basis  
24 deny each and every allegation contained therein.

25           21. MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 21, and on that basis  
27 deny each and every allegation contained therein.

1           22.   MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 22, and on that basis  
3 deny each and every allegation contained therein.

4           23.   MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 23, and on that basis  
6 deny each and every allegation contained therein.

7           24.   MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 24, and on that basis  
9 deny each and every allegation contained therein.

10          25.   MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 25, and on that basis  
12 deny each and every allegation contained therein.

13          26.   MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 26, and on that basis  
15 deny each and every allegation contained therein.

16          27.   MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 27, and on that basis  
18 deny each and every allegation contained therein.

19          28.   MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 28, and on that basis  
21 deny each and every allegation contained therein.

22          29.   MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 29, and on that basis  
24 deny each and every allegation contained therein.

25          30.   MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 30, and on that basis  
27 deny each and every allegation contained therein.

1           31.    MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 31, and on that basis  
3 deny each and every allegation contained therein.

4           32.    MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 32, and on that basis  
6 deny each and every allegation contained therein.

7           33.    MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 33, and on that basis  
9 deny each and every allegation contained therein.

10          34.    MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 34, and on that basis  
12 deny each and every allegation contained therein.

13          35.    MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 35, and on that basis  
15 deny each and every allegation contained therein.

16          36.    MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 36, and on that basis  
18 deny each and every allegation contained therein.

19          37.    MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 37, and on that basis  
21 deny each and every allegation contained therein.

22          38.    MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 38, and on that basis  
24 deny each and every allegation contained therein.

25          39.    MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 39, and on that basis  
27 deny each and every allegation contained therein.



1           40. Paragraph 40 contains legal conclusions to which no response is  
2 required. To the extent any response is required, MSK Defendants aver that this  
3 Paragraph sets forth allegations against all defendants in this action collectively.  
4 MSK Defendants are without knowledge or information sufficient to form a belief  
5 as to the truth of the allegations of this Paragraph as to defendants other than MSK  
6 Defendants and on that basis deny such allegations. As to allegations pertaining  
7 specifically to MSK Defendants in this Paragraph 40, MSK Defendants deny each  
8 and every such allegation.

9           41. Paragraph 41 contains legal conclusions to which no response is  
10 required. To the extent any response is required, MSK Defendants aver that this  
11 Paragraph sets forth allegations against all defendants in this action collectively.  
12 MSK Defendants are without knowledge or information sufficient to form a belief  
13 as to the truth of the allegations of this Paragraph as to defendants other than MSK  
14 Defendants and on that basis deny such allegations. As to allegations pertaining  
15 specifically to MSK Defendants in this Paragraph 41, MSK Defendants deny each  
16 and every such allegation.

17           42. MSK Defendants lack knowledge or information sufficient to form a  
18 belief as to the truth of the allegations contained in Paragraph 42, and on that basis  
19 deny each and every allegation contained therein.

20           43. MSK Defendants lack knowledge or information sufficient to form a  
21 belief as to the truth of the allegations contained in Paragraph 43, and on that basis  
22 deny each and every allegation contained therein.

23           44. MSK Defendants lack knowledge or information sufficient to form a  
24 belief as to the truth of the allegations contained in Paragraph 44, and on that basis  
25 deny each and every allegation contained therein.

26           45. UMG denies the allegations in Paragraph 45. Money Mack lacks  
27 knowledge or information sufficient to form a belief as to the truth of the  
28



1 allegations contained in Paragraph 45, and on that basis denies each and every  
2 allegation contained therein.

3 46. MSK Defendants lack knowledge or information sufficient to form a  
4 belief as to the truth of the allegations contained in Paragraph 46, and on that basis  
5 deny each and every allegation contained therein.

6 47. MSK Defendants lack knowledge or information sufficient to form a  
7 belief as to the truth of the allegations contained in Paragraph 47, and on that basis  
8 deny each and every allegation contained therein.

9 48. MSK Defendants lack knowledge or information sufficient to form a  
10 belief as to the truth of the allegations contained in Paragraph 48, and on that basis  
11 deny each and every allegation contained therein.

12 49. MSK Defendants lack knowledge or information sufficient to form a  
13 belief as to the truth of the allegations contained in Paragraph 49, and on that basis  
14 deny each and every allegation contained therein.

15 50. Money Mack denies the allegations in Paragraph 50. UMG lacks  
16 knowledge or information sufficient to form a belief as to the truth of the  
17 allegations contained in Paragraph 50, and on that basis denies each and every  
18 allegation contained therein.

19 51. MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 51, and on that basis  
21 deny each and every allegation contained therein.

22 52. MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 52, and on that basis  
24 deny each and every allegation contained therein.

25 53. MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 53, and on that basis  
27 deny each and every allegation contained therein.

1           54. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 54, and on that basis  
3 deny each and every allegation contained therein.

4           55. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 55, and on that basis  
6 deny each and every allegation contained therein.

7           56. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 56, and on that basis  
9 deny each and every allegation contained therein.

10           57. UMG denies the allegations in Paragraph 57, including but not limited  
11 to that “*I Lied*” is an “infringing work” and that “*The Pinkprint*” is an “infringing  
12 album.” Money Mack lacks knowledge or information sufficient to form a belief  
13 as to the truth of the allegations contained in Paragraph 57, and on that basis denies  
14 each and every allegation contained therein.

15           58. MSK Defendants lack knowledge or information sufficient to form a  
16 belief as to the truth of the allegations contained in Paragraph 58, and on that basis  
17 deny each and every allegation contained therein.

18           59. MSK Defendants lack knowledge or information sufficient to form a  
19 belief as to the truth of the allegations contained in Paragraph 59, and on that basis  
20 deny each and every allegation contained therein.

21           60. MSK Defendants lack knowledge or information sufficient to form a  
22 belief as to the truth of the allegations contained in Paragraph 60, and on that basis  
23 deny each and every allegation contained therein.

24           61. MSK Defendants lack knowledge or information sufficient to form a  
25 belief as to the truth of the allegations contained in Paragraph 61, and on that basis  
26 deny each and every allegation contained therein.

27           62. Money Mack admits that in or around December of 2014, it was  
28 involved in licensing a portion of the composition “*I Lied*,” and denies the

1 remaining allegations in this Paragraph 62, including but not limited to that “*I*  
2 *Lied*” is an “infringing work” and that “*The Pinkprint*” is an “infringing album.”  
3 UMG lacks knowledge or information sufficient to form a belief as to the truth of  
4 the allegations contained in Paragraph 62, and on that basis denies each and every  
5 allegation contained therein.

6 63. MSK Defendants lack knowledge or information sufficient to form a  
7 belief as to the truth of the allegations contained in Paragraph 63, and on that basis  
8 deny each and every allegation contained therein.

9 64. MSK Defendants lack knowledge or information sufficient to form a  
10 belief as to the truth of the allegations contained in Paragraph 64, and on that basis  
11 deny each and every allegation contained therein.

12 65. MSK Defendants lack knowledge or information sufficient to form a  
13 belief as to the truth of the allegations contained in Paragraph 65, and on that basis  
14 deny each and every allegation contained therein.

15 66. MSK Defendants lack knowledge or information sufficient to form a  
16 belief as to the truth of the allegations contained in Paragraph 66, and on that basis  
17 deny each and every allegation contained therein.

18 67. MSK Defendants lack knowledge or information sufficient to form a  
19 belief as to the truth of the allegations contained in Paragraph 67, and on that basis  
20 deny each and every allegation contained therein.

21 68. MSK Defendants lack knowledge or information sufficient to form a  
22 belief as to the truth of the allegations contained in Paragraph 68, and on that basis  
23 deny each and every allegation contained therein.

24 69. MSK Defendants lack knowledge or information sufficient to form a  
25 belief as to the truth of the allegations contained in Paragraph 69, and on that basis  
26 deny each and every allegation contained therein.

1           70. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 70, and on that basis  
3 deny each and every allegation contained therein.

4           71. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 71, and on that basis  
6 deny each and every allegation contained therein.

7           72. Paragraph 72 contains legal conclusions to which no response is  
8 required. To the extent any response is required, MSK Defendants deny the  
9 allegations in Paragraph 72.

10          73. MSK Defendants deny the allegations in Paragraph 73.

11          74. MSK Defendants lack knowledge or information sufficient to form a  
12 belief as to the truth of the allegations contained in Paragraph 74, and on that basis  
13 deny each and every allegation contained therein.

14          75. MSK Defendants lack knowledge or information sufficient to form a  
15 belief as to the truth of the allegations contained in Paragraph 75, and on that basis  
16 deny each and every allegation contained therein.

17          76. Paragraph 76 contains legal conclusions to which no response is  
18 required. To the extent any response is required, MSK Defendants lack knowledge  
19 or information sufficient to form a belief as to the truth of the allegations contained  
20 in Paragraph 76, and on that basis denies each and every allegation contained  
21 therein.

22          77. Paragraph 77 contains legal conclusions to which no response is  
23 required. To the extent any response is required, MSK Defendants deny the  
24 allegations in Paragraph 77.

25          78. Paragraph 78 contains legal conclusions to which no response is  
26 required. To the extent any response is required, MSK Defendants lack knowledge  
27 or information sufficient to form a belief as to the truth of the allegations contained  
28

1 in Paragraph 78, and on that basis deny each and every allegation contained  
2 therein.

3 79. Paragraph 79 contains legal conclusions to which no response is  
4 required. To the extent any response is required, MSK Defendants deny the  
5 allegations in Paragraph 79.

6 80. This paragraph of the TAC sets forth allegations against all defendants  
7 in this action collectively. MSK Defendants are without knowledge or information  
8 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
9 defendants other than MSK Defendants, and on that basis deny such allegations.  
10 As to allegations pertaining specifically to MSK Defendants in this Paragraph 80,  
11 MSK Defendants deny any such allegations.

12 81. This paragraph of the TAC sets forth allegations against all defendants  
13 in this action collectively. MSK Defendants are without knowledge or information  
14 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
15 defendants other than MSK Defendants, and on that basis deny said allegations.  
16 As to allegations pertaining specifically to MSK Defendants in this Paragraph 81,  
17 MSK Defendants deny any such allegations.

18 82. This paragraph of the TAC sets forth allegations against all defendants  
19 in this action collectively. MSK Defendants are without knowledge or information  
20 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
21 defendants other than MSK Defendants, and on that basis deny said allegations.  
22 As to allegations pertaining specifically to MSK Defendants in this Paragraph 82,  
23 MSK Defendants deny any such allegations.

24 83. Paragraph 83 contains legal conclusions to which no response is  
25 required. To the extent any response is required, this Paragraph of the TAC sets  
26 forth allegations against all defendants in this action collectively. MSK  
27 Defendants are without knowledge or information sufficient to form a belief as to  
28 the truth of the allegations of this Paragraph as to defendants other than MSK

1 Defendants, and on that basis deny said allegations. As to allegations pertaining  
2 specifically to MSK Defendants in this Paragraph 83, MSK Defendants deny any  
3 such allegations.

4 84. Paragraph 84 contains legal conclusions to which no response is  
5 required. To the extent any response is required, MSK Defendants deny any such  
6 allegations.

7 85. Paragraph 85 contains legal conclusions to which no response is  
8 required. To the extent any response is required, this Paragraph of the TAC sets  
9 forth allegations against all defendants in this action collectively. MSK  
10 Defendants are without knowledge or information sufficient to form a belief as to  
11 the truth of the allegations of this Paragraph as to defendants other than MSK  
12 Defendants, and on that basis deny said allegations. As to allegations pertaining  
13 specifically to MSK Defendants in this Paragraph 85, MSK Defendants deny any  
14 such allegations.

15 86. Paragraph 86 contains legal conclusions to which no response is  
16 required. To the extent any response is required, this Paragraph of the TAC sets  
17 forth allegations against all defendants in this action collectively. MSK  
18 Defendants are without knowledge or information sufficient to form a belief as to  
19 the truth of the allegations of this Paragraph as to defendants other than MSK  
20 Defendants, and on that basis and denies said allegations. As to allegations  
21 pertaining specifically to MSK Defendants in this Paragraph 86, MSK Defendants  
22 deny any such allegations.

23 87. Paragraph 87 contains legal conclusions to which no response is  
24 required. To the extent any response is required, this Paragraph of the TAC sets  
25 forth allegations against all defendants in this action collectively. MSK  
26 Defendants are without knowledge or information sufficient to form a belief as to  
27 the truth of the allegations of this Paragraph as to defendants other than MSK  
28 Defendants, and on that basis and denies said allegations. As to allegations

1 pertaining specifically to MSK Defendants in this Paragraph 87, MSK Defendants  
2 deny any such allegations.

3 88. This paragraph of the TAC sets forth allegations against all defendants  
4 in this action collectively. MSK Defendants are without knowledge or information  
5 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
6 defendants other than MSK Defendants, and on that basis deny said allegations.  
7 As to allegations pertaining specifically to MSK Defendants in this Paragraph 88,  
8 MSK Defendants deny any such allegations.

9 89. This paragraph of the TAC sets forth allegations against all defendants  
10 in this action collectively. MSK Defendants are without knowledge or information  
11 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
12 defendants other than MSK Defendants, and on that basis deny said allegations.  
13 As to allegations pertaining specifically to MSK Defendants in this Paragraph 89,  
14 MSK Defendants deny any such allegations.

15 90. Paragraph 90 contains legal conclusions to which no response is  
16 required. To the extent any response is required, this Paragraph of the TAC sets  
17 forth allegations against all defendants in this action collectively. MSK  
18 Defendants are without knowledge or information sufficient to form a belief as to  
19 the truth of the allegations of this Paragraph as to defendants other than MSK  
20 Defendants, and on that basis and denies said allegations. As to allegations  
21 pertaining specifically to MSK Defendants in this Paragraph 90, MSK Defendants  
22 deny any such allegations.

23 91. This paragraph of the TAC sets forth allegations against all defendants  
24 in this action collectively. MSK Defendants are without knowledge or information  
25 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
26 defendants other than MSK Defendants, and on that basis deny said allegations.  
27 As to allegations pertaining specifically to MSK Defendants in this Paragraph 91,  
28 MSK Defendants deny any such allegations.



1           92. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 92, and on that basis  
3 denies each and every allegation contained therein.

4           93. This paragraph of the TAC sets forth allegations against all defendants  
5 in this action collectively. MSK Defendants are without knowledge or information  
6 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
7 defendants other than MSK Defendants, and on that basis deny said allegations.  
8 As to allegations pertaining specifically to MSK Defendants in this Paragraph 93,  
9 MSK Defendants deny any such allegations.

10          94. This paragraph of the TAC sets forth allegations against all defendants  
11 in this action collectively. MSK Defendants are without knowledge or information  
12 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
13 defendants other than MSK Defendants, and on that basis deny said allegations.  
14 As to allegations pertaining specifically to MSK Defendants in this Paragraph 94,  
15 MSK Defendants deny any such allegations.

16          95. This paragraph of the TAC sets forth allegations against all defendants  
17 in this action collectively. MSK Defendants are without knowledge or information  
18 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
19 defendants other than MSK Defendants, and on that basis deny said allegations.  
20 As to allegations pertaining specifically to MSK Defendants in this Paragraph 95,  
21 MSK Defendants deny any such allegations.

22          96. This paragraph of the TAC sets forth allegations against all defendants  
23 in this action collectively. MSK Defendants are without knowledge or information  
24 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
25 defendants other than MSK Defendants, and on that basis deny said allegations.  
26 As to allegations pertaining specifically to MSK Defendants in this Paragraph 96,  
27 MSK Defendants deny any such allegations.

1           97. UMG denies the allegations in Paragraph 97, including but not limited  
2 to that “*I Lied*” is an “infringing work.” Money Mack lacks knowledge or  
3 information sufficient to form a belief as to the truth of the allegations contained in  
4 Paragraph 97, and on that basis denies each and every allegation contained therein.

5           98. This paragraph of the TAC sets forth allegations against all defendants  
6 in this action collectively. MSK Defendants are without knowledge or information  
7 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
8 defendants other than MSK Defendants, and on that basis deny said allegations.  
9 As to allegations pertaining specifically to MSK Defendants in this Paragraph 98,  
10 MSK Defendants deny any such allegations.

11           99. This paragraph of the TAC sets forth allegations against all defendants  
12 in this action collectively. MSK Defendants are without knowledge or information  
13 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
14 defendants other than MSK Defendants, and on that basis deny said allegations.  
15 As to allegations pertaining specifically to MSK Defendants in this Paragraph 99,  
16 MSK Defendants deny any such allegations.

17           100. This paragraph of the TAC sets forth allegations against all defendants  
18 in this action collectively. MSK Defendants are without knowledge or information  
19 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
20 defendants other than MSK Defendants, and on that basis deny said allegations.  
21 As to allegations pertaining specifically to MSK Defendants in this Paragraph 100,  
22 MSK Defendants deny any such allegations.

23           101. This paragraph of the TAC sets forth allegations against all defendants  
24 in this action collectively. MSK Defendants are without knowledge or information  
25 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
26 defendants other than MSK Defendants, and on that basis deny said allegations.  
27 As to allegations pertaining specifically to MSK Defendants in this Paragraph 101,  
28 MSK Defendants deny any such allegations.

1           102. Money Mack admits that it was involved in licensing a portion of the  
2 composition "*I Lied*," and denies the remaining allegations in this Paragraph 102,  
3 including but not limited to that "*I Lied*" is an "infringing work." UMG lacks  
4 knowledge or information sufficient to form a belief as to the truth of the  
5 allegations contained in Paragraph 102, and on that basis denies each and every  
6 allegation contained therein.

7           103. This paragraph of the TAC sets forth allegations against all defendants  
8 in this action collectively. MSK Defendants are without knowledge or information  
9 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
10 defendants other than MSK Defendants, and on that basis deny said allegations.  
11 As to allegations pertaining specifically to MSK Defendants in this Paragraph 103,  
12 MSK Defendants deny any such allegations.

13           104. This paragraph of the TAC sets forth allegations against all defendants  
14 in this action collectively. MSK Defendants are without knowledge or information  
15 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
16 defendants other than MSK Defendants, and on that basis deny said allegations.  
17 As to allegations pertaining specifically to MSK Defendants in this Paragraph 104,  
18 MSK Defendants deny any such allegations.

19           105. This paragraph of the TAC sets forth allegations against all defendants  
20 in this action collectively. MSK Defendants are without knowledge or information  
21 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
22 defendants other than MSK Defendants, and on that basis deny said allegations.  
23 As to allegations pertaining specifically to MSK Defendants in this Paragraph 105,  
24 MSK Defendants deny any such allegations.

25           106. This paragraph of the TAC sets forth allegations against all defendants  
26 in this action collectively. MSK Defendants are without knowledge or information  
27 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
28 defendants other than MSK Defendants, and on that basis deny said allegations.

1 As to allegations pertaining specifically to MSK Defendants in this Paragraph 106,  
2 MSK Defendants deny any such allegations.

3 107. This paragraph of the TAC sets forth allegations against all defendants  
4 in this action collectively. MSK Defendants are without knowledge or information  
5 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
6 defendants other than MSK Defendants, and on that basis deny said allegations.

7 As to allegations pertaining specifically to MSK Defendants in this Paragraph 107,  
8 MSK Defendants deny any such allegations.

9 108. This paragraph of the TAC sets forth allegations against all defendants  
10 in this action collectively. MSK Defendants are without knowledge or information  
11 sufficient to form a belief as to the truth of the allegations of this Paragraph as to  
12 defendants other than MSK Defendants, and on that basis deny said allegations.

13 As to allegations pertaining specifically to MSK Defendants in this Paragraph 108,  
14 MSK Defendants deny any such allegations.

15 109. UMG denies the allegations in Paragraph 109, including but not  
16 limited to that “*I Lied*” is an “infringing work.” Money Mack lacks knowledge or  
17 information sufficient to form a belief as to the truth of the allegations contained in  
18 Paragraph 109, and on that basis denies each and every allegation contained  
19 therein.

20 110. This paragraph of the TAC sets forth allegations against certain other  
21 defendants, as well as all defendants in this action collectively. MSK Defendants  
22 are without knowledge or information sufficient to form a belief as to the truth of  
23 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
24 on that basis deny said allegations. As to allegations pertaining specifically to  
25 MSK Defendants in this Paragraph 110, MSK Defendants deny any such  
26 allegations.

27 111. This paragraph of the TAC sets forth allegations against certain other  
28 defendants, as well as all defendants in this action collectively. MSK Defendants

1 are without knowledge or information sufficient to form a belief as to the truth of  
2 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
3 on that basis deny said allegations. As to allegations pertaining specifically to  
4 MSK Defendants in this Paragraph 111, MSK Defendants deny any such  
5 allegations.

6 112. This paragraph of the TAC sets forth allegations against certain other  
7 defendants, as well as all defendants in this action collectively. MSK Defendants  
8 are without knowledge or information sufficient to form a belief as to the truth of  
9 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
10 on that basis deny said allegations. As to allegations pertaining specifically to  
11 MSK Defendants in this Paragraph 112, MSK Defendants deny any such  
12 allegations.

13 113. This paragraph of the TAC sets forth allegations against certain other  
14 defendants, as well as all defendants in this action collectively. MSK Defendants  
15 are without knowledge or information sufficient to form a belief as to the truth of  
16 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
17 on that basis deny said allegations. As to allegations pertaining specifically to  
18 MSK Defendants in this Paragraph 113, MSK Defendants deny any such  
19 allegations.

20 114. Money Mack admits that it was involved in licensing a portion of the  
21 composition "*I Lied*," and denies the remaining allegations in this Paragraph 114,  
22 including but not limited to that "*I Lied*" is an "infringing work." UMG lacks  
23 knowledge or information sufficient to form a belief as to the truth of the  
24 allegations contained in Paragraph 114, and on that basis denies each and every  
25 allegation contained therein.

26 115. This paragraph of the TAC sets forth allegations against certain other  
27 defendants, as well as all defendants in this action collectively. MSK Defendants  
28 are without knowledge or information sufficient to form a belief as to the truth of

1 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
2 on that basis deny said allegations. As to allegations pertaining specifically to  
3 MSK Defendants in this Paragraph 115, MSK Defendants deny any such  
4 allegations.

5 116. This paragraph of the TAC sets forth allegations against certain other  
6 defendants, as well as all defendants in this action collectively. MSK Defendants  
7 are without knowledge or information sufficient to form a belief as to the truth of  
8 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
9 on that basis deny said allegations. As to allegations pertaining specifically to  
10 MSK Defendants in this Paragraph 116, MSK Defendants deny any such  
11 allegations.

12 117. This paragraph of the TAC sets forth allegations against certain other  
13 defendants, as well as all defendants in this action collectively. MSK Defendants  
14 are without knowledge or information sufficient to form a belief as to the truth of  
15 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
16 on that basis deny said allegations. As to allegations pertaining specifically to  
17 MSK Defendants in this Paragraph 117, MSK Defendants deny any such  
18 allegations.

19 118. This paragraph of the TAC sets forth allegations against certain other  
20 defendants, as well as all defendants in this action collectively. MSK Defendants  
21 are without knowledge or information sufficient to form a belief as to the truth of  
22 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
23 on that basis deny said allegations. As to allegations pertaining specifically to  
24 MSK Defendants in this Paragraph 118, MSK Defendants deny any such  
25 allegations.

26 119. This paragraph of the TAC sets forth allegations against certain other  
27 defendants, as well as all defendants in this action collectively. MSK Defendants  
28 are without knowledge or information sufficient to form a belief as to the truth of

1 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
2 on that basis deny said allegations. As to allegations pertaining specifically to  
3 MSK Defendants in this Paragraph 119, MSK Defendants deny any such  
4 allegations.

5 120. This paragraph of the TAC sets forth allegations against certain other  
6 defendants, as well as all defendants in this action collectively. MSK Defendants  
7 are without knowledge or information sufficient to form a belief as to the truth of  
8 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
9 on that basis deny said allegations. As to allegations pertaining specifically to  
10 MSK Defendants in this Paragraph 120, MSK Defendants deny any such  
11 allegations.

12 121. UMG admits that “*I Lied*” was “performed or broadcast” in  
13 California, denies that the foregoing required the “permission or consent” of  
14 Plaintiff, and denies all other allegations of this Paragraph 121. Money Mack lacks  
15 knowledge or information sufficient to form a belief as to the truth of the  
16 allegations contained in Paragraph 121, and on that basis denies each and every  
17 allegation contained therein.

18 122. This paragraph of the TAC sets forth allegations against certain other  
19 defendants, as well as all defendants in this action collectively. MSK Defendants  
20 are without knowledge or information sufficient to form a belief as to the truth of  
21 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
22 on that basis deny said allegations. As to allegations pertaining specifically to  
23 MSK Defendants in this Paragraph 122, MSK Defendants deny any such  
24 allegations.

25 123. This paragraph of the TAC sets forth allegations against certain other  
26 defendants, as well as all defendants in this action collectively. MSK Defendants  
27 are without knowledge or information sufficient to form a belief as to the truth of  
28 the allegations of this Paragraph as to defendants other than MSK Defendants, and



1 on that basis deny said allegations. As to allegations pertaining specifically to  
2 MSK Defendants in this Paragraph 123, MSK Defendants deny any such  
3 allegations.

4 124. This paragraph of the TAC sets forth allegations against certain other  
5 defendants, as well as all defendants in this action collectively. MSK Defendants  
6 are without knowledge or information sufficient to form a belief as to the truth of  
7 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
8 on that basis deny said allegations. As to allegations pertaining specifically to  
9 MSK Defendants in this Paragraph 124, MSK Defendants deny any such  
10 allegations.

11 125. This paragraph of the TAC sets forth allegations against certain other  
12 defendants, as well as all defendants in this action collectively. MSK Defendants  
13 are without knowledge or information sufficient to form a belief as to the truth of  
14 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
15 on that basis deny said allegations. As to allegations pertaining specifically to  
16 MSK Defendants in this Paragraph 125, MSK Defendants deny any such  
17 allegations.

18 126. MSK Defendants lack knowledge or information sufficient to form a  
19 belief as to the truth of the allegations contained in Paragraph 126, and on that  
20 basis deny each and every allegation contained therein.

21 127. This paragraph of the TAC sets forth allegations against certain other  
22 defendants, as well as all defendants in this action collectively. MSK Defendants  
23 are without knowledge or information sufficient to form a belief as to the truth of  
24 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
25 on that basis deny said allegations. As to allegations pertaining specifically to  
26 MSK Defendants in this Paragraph 127, MSK Defendants deny any such  
27 allegations.

1           128. This paragraph of the TAC sets forth allegations against certain other  
2 defendants, as well as all defendants in this action collectively. MSK Defendants  
3 are without knowledge or information sufficient to form a belief as to the truth of  
4 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
5 on that basis deny said allegations. As to allegations pertaining specifically to  
6 MSK Defendants in this Paragraph 128, MSK Defendants deny any such  
7 allegations.

8           129. This paragraph of the TAC sets forth allegations against certain other  
9 defendants, as well as all defendants in this action collectively. MSK Defendants  
10 are without knowledge or information sufficient to form a belief as to the truth of  
11 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
12 on that basis deny said allegations. As to allegations pertaining specifically to  
13 MSK Defendants in this Paragraph 129, MSK Defendants deny any such  
14 allegations.

15           130. This paragraph of the TAC sets forth allegations against certain other  
16 defendants, as well as all defendants in this action collectively. MSK Defendants  
17 are without knowledge or information sufficient to form a belief as to the truth of  
18 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
19 on that basis deny said allegations. As to allegations pertaining specifically to  
20 MSK Defendants in this Paragraph 130, MSK Defendants deny any such  
21 allegations.

22           131. This paragraph of the TAC sets forth allegations against certain other  
23 defendants, as well as all defendants in this action collectively. MSK Defendants  
24 are without knowledge or information sufficient to form a belief as to the truth of  
25 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
26 on that basis deny said allegations. As to allegations pertaining specifically to  
27 MSK Defendants in this Paragraph 131, MSK Defendants deny any such  
28 allegations.

1           132. This paragraph of the TAC sets forth allegations against certain other  
2 defendants, as well as all defendants in this action collectively. MSK Defendants  
3 are without knowledge or information sufficient to form a belief as to the truth of  
4 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
5 on that basis deny said allegations. As to allegations pertaining specifically to  
6 MSK Defendants in this Paragraph 132, MSK Defendants deny any such  
7 allegations.

8           133. UMG denies the allegations in Paragraph 133. Money Mack lacks  
9 knowledge or information sufficient to form a belief as to the truth of the  
10 allegations contained in Paragraph 133, and on that basis denies each and every  
11 allegation contained therein.

12           134. This paragraph of the TAC sets forth allegations against certain other  
13 defendants, as well as all defendants in this action collectively. MSK Defendants  
14 are without knowledge or information sufficient to form a belief as to the truth of  
15 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
16 on that basis deny said allegations. As to allegations pertaining specifically to  
17 MSK Defendants in this Paragraph 134, MSK Defendants deny any such  
18 allegations.

19           135. This paragraph of the TAC sets forth allegations against certain other  
20 defendants, as well as all defendants in this action collectively. MSK Defendants  
21 are without knowledge or information sufficient to form a belief as to the truth of  
22 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
23 on that basis deny said allegations. As to allegations pertaining specifically to  
24 MSK Defendants in this Paragraph 135, MSK Defendants deny any such  
25 allegations.

26           136. This paragraph of the TAC sets forth allegations against certain other  
27 defendants, as well as all defendants in this action collectively. MSK Defendants  
28 are without knowledge or information sufficient to form a belief as to the truth of

1 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
2 on that basis deny said allegations. As to allegations pertaining specifically to  
3 MSK Defendants in this Paragraph 136, MSK Defendants deny any such  
4 allegations.

5 137. This paragraph of the TAC sets forth allegations against certain other  
6 defendants, as well as all defendants in this action collectively. MSK Defendants  
7 are without knowledge or information sufficient to form a belief as to the truth of  
8 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
9 on that basis deny said allegations. As to allegations pertaining specifically to  
10 MSK Defendants in this Paragraph 137, MSK Defendants deny any such  
11 allegations.

12 138. Money Mack admits that it was involved in licensing a portion of the  
13 composition "*I Lied*," and denies the remaining allegations in this Paragraph 138.  
14 UMG lacks knowledge or information sufficient to form a belief as to the truth of  
15 the allegations contained in Paragraph 138, and on that basis denies each and every  
16 allegation contained therein.

17 139. This paragraph of the TAC sets forth allegations against certain other  
18 defendants, as well as all defendants in this action collectively. MSK Defendants  
19 are without knowledge or information sufficient to form a belief as to the truth of  
20 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
21 on that basis deny said allegations. As to allegations pertaining specifically to  
22 MSK Defendants in this Paragraph 139, MSK Defendants deny any such  
23 allegations.

24 140. This paragraph of the TAC sets forth allegations against certain other  
25 defendants, as well as all defendants in this action collectively. MSK Defendants  
26 are without knowledge or information sufficient to form a belief as to the truth of  
27 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
28 on that basis deny said allegations. As to allegations pertaining specifically to

1 MSK Defendants in this Paragraph 140, MSK Defendants deny any such  
2 allegations.

3 141. This paragraph of the TAC sets forth allegations against certain other  
4 defendants, as well as all defendants in this action collectively. MSK Defendants  
5 are without knowledge or information sufficient to form a belief as to the truth of  
6 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
7 on that basis deny said allegations. As to allegations pertaining specifically to  
8 MSK Defendants in this Paragraph 141, MSK Defendants deny any such  
9 allegations.

10 142. This paragraph of the TAC sets forth allegations against certain other  
11 defendants, as well as all defendants in this action collectively. MSK Defendants  
12 are without knowledge or information sufficient to form a belief as to the truth of  
13 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
14 on that basis deny said allegations. As to allegations pertaining specifically to  
15 MSK Defendants in this Paragraph 142, MSK Defendants deny any such  
16 allegations.

17 143. This paragraph of the TAC sets forth allegations against certain other  
18 defendants, as well as all defendants in this action collectively. MSK Defendants  
19 are without knowledge or information sufficient to form a belief as to the truth of  
20 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
21 on that basis deny said allegations. As to allegations pertaining specifically to  
22 MSK Defendants in this Paragraph 143, MSK Defendants deny any such  
23 allegations.

24 144. This paragraph of the TAC sets forth allegations against certain other  
25 defendants, as well as all defendants in this action collectively. MSK Defendants  
26 are without knowledge or information sufficient to form a belief as to the truth of  
27 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
28 on that basis deny said allegations. As to allegations pertaining specifically to

1 MSK Defendants in this Paragraph 144, MSK Defendants deny any such  
2 allegations.

3 145. UMG denies the allegations in Paragraph 145. Money Mack lacks  
4 knowledge or information sufficient to form a belief as to the truth of the  
5 allegations contained in Paragraph 145, and on that basis denies each and every  
6 allegation contained therein.

7 146. This paragraph of the TAC sets forth allegations against certain other  
8 defendants, as well as all defendants in this action collectively. MSK Defendants  
9 are without knowledge or information sufficient to form a belief as to the truth of  
10 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
11 on that basis deny said allegations. As to allegations pertaining specifically to  
12 MSK Defendants in this Paragraph 146, MSK Defendants deny any such  
13 allegations.

14 147. This paragraph of the TAC sets forth allegations against certain other  
15 defendants, as well as all defendants in this action collectively. MSK Defendants  
16 are without knowledge or information sufficient to form a belief as to the truth of  
17 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
18 on that basis deny said allegations. As to allegations pertaining specifically to  
19 MSK Defendants in this Paragraph 147, MSK Defendants deny any such  
20 allegations.

21 148. This paragraph of the TAC sets forth allegations against certain other  
22 defendants, as well as all defendants in this action collectively. MSK Defendants  
23 are without knowledge or information sufficient to form a belief as to the truth of  
24 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
25 on that basis deny said allegations. As to allegations pertaining specifically to  
26 MSK Defendants in this Paragraph 148, MSK Defendants deny any such  
27 allegations.

1           149. This paragraph of the TAC sets forth allegations against certain other  
2 defendants, as well as all defendants in this action collectively. MSK Defendants  
3 are without knowledge or information sufficient to form a belief as to the truth of  
4 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
5 on that basis deny said allegations. As to allegations pertaining specifically to  
6 MSK Defendants in this Paragraph 149, MSK Defendants deny any such  
7 allegations.

8           150. Money Mack denies the allegations in Paragraph 150. UMG lacks  
9 knowledge or information sufficient to form a belief as to the truth of the  
10 allegations contained in Paragraph 150, and on that basis denies each and every  
11 allegation contained therein.

12           151. This paragraph of the TAC sets forth allegations against certain other  
13 defendants, as well as all defendants in this action collectively. MSK Defendants  
14 are without knowledge or information sufficient to form a belief as to the truth of  
15 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
16 on that basis deny said allegations. As to allegations pertaining specifically to  
17 MSK Defendants in this Paragraph 151, MSK Defendants deny any such  
18 allegations.

19           152. This paragraph of the TAC sets forth allegations against certain other  
20 defendants, as well as all defendants in this action collectively. MSK Defendants  
21 are without knowledge or information sufficient to form a belief as to the truth of  
22 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
23 on that basis deny said allegations. As to allegations pertaining specifically to  
24 MSK Defendants in this Paragraph 152, MSK Defendants deny any such  
25 allegations.

26           153. This paragraph of the TAC sets forth allegations against certain other  
27 defendants, as well as all defendants in this action collectively. MSK Defendants  
28 are without knowledge or information sufficient to form a belief as to the truth of



1 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
2 on that basis deny said allegations. As to allegations pertaining specifically to  
3 MSK Defendants in this Paragraph 153, MSK Defendants deny any such  
4 allegations.

5 154. This paragraph of the TAC sets forth allegations against certain other  
6 defendants, as well as all defendants in this action collectively. MSK Defendants  
7 are without knowledge or information sufficient to form a belief as to the truth of  
8 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
9 on that basis deny said allegations. As to allegations pertaining specifically to  
10 MSK Defendants in this Paragraph 154, MSK Defendants deny any such  
11 allegations.

12 155. This paragraph of the TAC sets forth allegations against certain other  
13 defendants, as well as all defendants in this action collectively. MSK Defendants  
14 are without knowledge or information sufficient to form a belief as to the truth of  
15 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
16 on that basis deny said allegations. As to allegations pertaining specifically to  
17 MSK Defendants in this Paragraph 155, MSK Defendants deny any such  
18 allegations.

19 156. This paragraph of the TAC sets forth allegations against certain other  
20 defendants, as well as all defendants in this action collectively. MSK Defendants  
21 are without knowledge or information sufficient to form a belief as to the truth of  
22 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
23 on that basis deny said allegations. As to allegations pertaining specifically to  
24 MSK Defendants in this Paragraph 156, MSK Defendants deny any such  
25 allegations.

26 157. UMG denies the allegations in Paragraph 157. Money Mack lacks  
27 knowledge or information sufficient to form a belief as to the truth of the  
28

1 allegations contained in Paragraph 157, and on that basis denies each and every  
2 allegation contained therein.

3 158. This paragraph of the TAC sets forth allegations against certain other  
4 defendants, as well as all defendants in this action collectively. MSK Defendants  
5 are without knowledge or information sufficient to form a belief as to the truth of  
6 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
7 on that basis deny said allegations. As to allegations pertaining specifically to  
8 MSK Defendants in this Paragraph 158, MSK Defendants deny any such  
9 allegations.

10 159. This paragraph of the TAC sets forth allegations against certain other  
11 defendants, as well as all defendants in this action collectively. MSK Defendants  
12 are without knowledge or information sufficient to form a belief as to the truth of  
13 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
14 on that basis deny said allegations. As to allegations pertaining specifically to  
15 MSK Defendants in this Paragraph 159, MSK Defendants deny any such  
16 allegations.

17 160. This paragraph of the TAC sets forth allegations against certain other  
18 defendants, as well as all defendants in this action collectively. MSK Defendants  
19 are without knowledge or information sufficient to form a belief as to the truth of  
20 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
21 on that basis deny said allegations. As to allegations pertaining specifically to  
22 MSK Defendants in this Paragraph 160, MSK Defendants deny any such  
23 allegations.

24 161. This paragraph of the TAC sets forth allegations against certain other  
25 defendants, as well as all defendants in this action collectively. MSK Defendants  
26 are without knowledge or information sufficient to form a belief as to the truth of  
27 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
28 on that basis deny said allegations. As to allegations pertaining specifically to

1 MSK Defendants in this Paragraph 161, MSK Defendants deny any such  
2 allegations.

3 162. Money Mack denies the allegations in Paragraph 162. UMG lacks  
4 knowledge or information sufficient to form a belief as to the truth of the  
5 allegations contained in Paragraph 162, and on that basis denies each and every  
6 allegation contained therein.

7 163. This paragraph of the TAC sets forth allegations against certain other  
8 defendants, as well as all defendants in this action collectively. MSK Defendants  
9 are without knowledge or information sufficient to form a belief as to the truth of  
10 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
11 on that basis deny said allegations. As to allegations pertaining specifically to  
12 MSK Defendants in this Paragraph 163, MSK Defendants deny any such  
13 allegations.

14 164. This paragraph of the TAC sets forth allegations against certain other  
15 defendants, as well as all defendants in this action collectively. MSK Defendants  
16 are without knowledge or information sufficient to form a belief as to the truth of  
17 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
18 on that basis deny said allegations. As to allegations pertaining specifically to  
19 MSK Defendants in this Paragraph 164, MSK Defendants deny any such  
20 allegations.

21 165. This paragraph of the TAC sets forth allegations against certain other  
22 defendants, as well as all defendants in this action collectively. MSK Defendants  
23 are without knowledge or information sufficient to form a belief as to the truth of  
24 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
25 on that basis deny said allegations. As to allegations pertaining specifically to  
26 MSK Defendants in this Paragraph 165, MSK Defendants deny any such  
27 allegations.

1           166. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 166, and on that  
3 basis deny each and every allegation contained therein.

4           167. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 167, and on that  
6 basis deny each and every allegation contained therein.

7           168. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 168, and on that  
9 basis deny each and every allegation contained therein.

10           169. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 169, and on that  
12 basis deny each and every allegation contained therein.

13           170. UMG denies the allegations in Paragraph 170. Money Mack lacks  
14 knowledge or information sufficient to form a belief as to the truth of the  
15 allegations contained in Paragraph 170, and on that basis denies each and every  
16 allegation contained therein.

17           171. Paragraph 171 contains legal conclusions to which no response is  
18 required. To the extent any response is required, MSK Defendants deny the  
19 allegations in Paragraph 171.

20           172. Paragraph 172 contains legal conclusions to which no response is  
21 required. To the extent any response is required, this Paragraph of the TAC sets  
22 forth allegations against all defendants in this action collectively. MSK  
23 Defendants are without knowledge or information sufficient to form a belief as to  
24 the truth of the allegations of this Paragraph as to defendants other than MSK  
25 Defendants on that basis and denies said allegations. As to allegations pertaining  
26 specifically to MSK Defendants in this Paragraph 172, MSK Defendants deny any  
27 such allegations.

1           173. Paragraph 173 contains legal conclusions to which no response is  
2 required. To the extent any response is required, this Paragraph of the TAC sets  
3 forth allegations against all defendants in this action collectively. MSK  
4 Defendants are without knowledge or information sufficient to form a belief as to  
5 the truth of the allegations of this Paragraph as to defendants other than MSK  
6 Defendants on that basis and denies said allegations. As to allegations pertaining  
7 specifically to MSK Defendants in this Paragraph 173, MSK Defendants deny any  
8 such allegations.

9           174. Paragraph 174 contains legal conclusions to which no response is  
10 required. To the extent any response is required, this Paragraph of the TAC sets  
11 forth allegations against all defendants in this action collectively. MSK  
12 Defendants are without knowledge or information sufficient to form a belief as to  
13 the truth of the allegations of this Paragraph as to defendants other than MSK  
14 Defendants on that basis and denies said allegations. As to allegations pertaining  
15 specifically to MSK Defendants in this Paragraph 174, MSK Defendants deny any  
16 such allegations.

17           175. Paragraph 175 contains legal conclusions to which no response is  
18 required. To the extent any response is required, this Paragraph of the TAC sets  
19 forth allegations against all defendants in this action collectively. MSK  
20 Defendants are without knowledge or information sufficient to form a belief as to  
21 the truth of the allegations of this Paragraph as to defendants other than MSK  
22 Defendants on that basis and denies said allegations. As to allegations pertaining  
23 specifically to MSK Defendants in this Paragraph 175, MSK Defendants deny any  
24 such allegations.

25           176. Paragraph 176 contains legal conclusions to which no response is  
26 required. To the extent any response is required, this Paragraph of the TAC sets  
27 forth allegations against all defendants in this action collectively. MSK  
28 Defendants are without knowledge or information sufficient to form a belief as to

1 the truth of the allegations of this Paragraph as to defendants other than MSK  
 2 Defendants on that basis and denies said allegations. As to allegations pertaining  
 3 specifically to MSK Defendants in this Paragraph 176, MSK Defendants deny any  
 4 such allegations.

## 5 6 **COUNT I**

### 7 **COPYRIGHT INFRINGEMENT (17 U.S.C. §§ 501 et seq.)**

8 177. MSK Defendants re-allege and incorporate herein by reference their  
 9 responses to Paragraphs 1-176 above, inclusive, as though fully set forth herein.

10 178. Paragraph 178 contains legal conclusions to which no response is  
 11 required. To the extent any response is required, MSK Defendants are without  
 12 knowledge or information sufficient to form a belief as to the truth of the  
 13 allegations of this Paragraph, and on that basis and deny said allegations.

14 179. This Paragraph of the TAC sets forth allegations against certain other  
 15 defendants, as well as all defendants in this action collectively. MSK Defendants  
 16 are without knowledge or information sufficient to form a belief as to the truth of  
 17 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
 18 on that basis deny said allegations. As to allegations pertaining specifically to  
 19 MSK Defendants in this Paragraph 179, MSK Defendants deny any such  
 20 allegations.

21 180. MSK Defendants lack knowledge or information sufficient to form a  
 22 belief as to the truth of the allegations contained in Paragraph 180, and on that  
 23 basis deny each and every allegation contained therein.

24 181. MSK Defendants lack knowledge or information sufficient to form a  
 25 belief as to the truth of the allegations contained in Paragraph 181, and on that  
 26 basis deny each and every allegation contained therein.

1           182. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 182, and on that  
3 basis deny each and every allegation contained therein.

4           183. This Paragraph of the TAC sets forth allegations against certain other  
5 defendants, as well as all defendants in this action. MSK Defendants are without  
6 knowledge or information sufficient to form a belief as to the truth of the  
7 allegations of this Paragraph as to defendants other than MSK Defendants, and on  
8 that basis deny said allegations. As to allegations pertaining specifically to UMG  
9 in this Paragraph 183, UMG denies the allegations contained therein. Money  
10 Mack lacks knowledge or information sufficient to form a belief as to the truth of  
11 the allegations pertaining to UMG in this Paragraph 183, and on that basis denies  
12 each and every allegation contained therein.

13           184. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 184, and on that  
15 basis deny each and every allegation contained therein.

16           185. MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 185, and on that  
18 basis deny each and every allegation contained therein.

19           186. MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 186, and on that  
21 basis deny each and every allegation contained therein.

22           187. MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 187, and on that  
24 basis deny each and every allegation contained therein.

25           188. MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 188, and on that  
27 basis deny each and every allegation contained therein.



1           189. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 189, and on that  
3 basis deny each and every allegation contained therein.

4           190. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 190, and on that  
6 basis deny each and every allegation contained therein.

7           191. UMG denies the allegations in Paragraph 191. Money Mack lacks  
8 knowledge or information sufficient to form a belief as to the truth of the  
9 allegations contained in Paragraph 191, and on that basis denies each and every  
10 allegation contained therein.

11           192. UMG denies the allegations in Paragraph 192. Money Mack lacks  
12 knowledge or information sufficient to form a belief as to the truth of the  
13 allegations contained in Paragraph 192, and on that basis denies each and every  
14 allegation contained therein.

15           193. MSK Defendants lack knowledge or information sufficient to form a  
16 belief as to the truth of the allegations contained in Paragraph 193, and on that  
17 basis deny each and every allegation contained therein.

18           194. MSK Defendants lack knowledge or information sufficient to form a  
19 belief as to the truth of the allegations contained in Paragraph 194, and on that  
20 basis deny each and every allegation contained therein.

21           195. UMG denies the allegations in Paragraph 195. Money Mack lacks  
22 knowledge or information sufficient to form a belief as to the truth of the  
23 allegations contained in Paragraph 195, and on that basis denies each and every  
24 allegation contained therein.

25           196. UMG denies the allegations in Paragraph 196. Money Mack lacks  
26 knowledge or information sufficient to form a belief as to the truth of the  
27 allegations contained in Paragraph 196, and on that basis denies each and every  
28 allegation contained therein.

1           197. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 197, and on that  
3 basis deny each and every allegation contained therein.

4           198. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 198, and on that  
6 basis deny each and every allegation contained therein.

7           199. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 199, and on that  
9 basis deny each and every allegation contained therein.

10           200. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 200, and on that  
12 basis deny each and every allegation contained therein.

13           201. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 201, and on that  
15 basis deny each and every allegation contained therein.

16           202. MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 202, and on that  
18 basis deny each and every allegation contained therein.

19           203. MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 203, and on that  
21 basis deny each and every allegation contained therein.

22           204. MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 204, and on that  
24 basis deny each and every allegation contained therein.

25           205. MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 205, and on that  
27 basis deny each and every allegation contained therein.

1           206. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 206, and on that  
3 basis deny each and every allegation contained therein.

4           207. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 207, and on that  
6 basis deny each and every allegation contained therein.

7           208. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 208, and on that  
9 basis deny each and every allegation contained therein.

10           209. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 209, and on that  
12 basis deny each and every allegation contained therein.

13           210. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 210, and on that  
15 basis deny each and every allegation contained therein.

16           211. MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 211, and on that  
18 basis deny each and every allegation contained therein.

19           212. MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 212, and on that  
21 basis deny each and every allegation contained therein.

22           213. MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 213, and on that  
24 basis deny each and every allegation contained therein.

25           214. MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 214, and on that  
27 basis deny each and every allegation contained therein.

1           215. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 215, and on that  
3 basis deny each and every allegation contained therein.

4           216. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 216, and on that  
6 basis deny each and every allegation contained therein.

7           217. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 217, and on that  
9 basis deny each and every allegation contained therein.

10          218. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 218, and on that  
12 basis deny each and every allegation contained therein.

13          219. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 219, and on that  
15 basis deny each and every allegation contained therein.

16          220. MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 220, and on that  
18 basis deny each and every allegation contained therein.

19          221. MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 221, and on that  
21 basis deny each and every allegation contained therein.

22          222. MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 222, and on that  
24 basis deny each and every allegation contained therein.

25          223. MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 223, and on that  
27 basis deny each and every allegation contained therein.

1           224. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 224, and on that  
3 basis deny each and every allegation contained therein.

4           225. UMG denies the allegations in Paragraph 225. Money Mack lacks  
5 knowledge or information sufficient to form a belief as to the truth of the  
6 allegations contained in Paragraph 225, and on that basis denies each and every  
7 allegation contained therein.

8           226. UMG denies the allegations in Paragraph 226. Money Mack lacks  
9 knowledge or information sufficient to form a belief as to the truth of the  
10 allegations contained in Paragraph 226, and on that basis denies each and every  
11 allegation contained therein.

12           227. UMG denies the allegations in Paragraph 227, including but not  
13 limited to because it denies that any permission from Plaintiff was required.  
14 Money Mack lacks knowledge or information sufficient to form a belief as to the  
15 truth of the allegations contained in Paragraph 227, and on that basis denies each  
16 and every allegation contained therein.

17           228. UMG denies the allegations in Paragraph 228. Money Mack lacks  
18 knowledge or information sufficient to form a belief as to the truth of the  
19 allegations contained in Paragraph 228, and on that basis denies each and every  
20 allegation contained therein.

21           229. MSK Defendants lack knowledge or information sufficient to form a  
22 belief as to the truth of the allegations contained in Paragraph 229, and on that  
23 basis deny each and every allegation contained therein.

24           230. MSK Defendants lack knowledge or information sufficient to form a  
25 belief as to the truth of the allegations contained in Paragraph 230, and on that  
26 basis deny each and every allegation contained therein.

1           231. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 231, and on that  
3 basis deny each and every allegation contained therein.

4           232. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 232, and on that  
6 basis deny each and every allegation contained therein.

7           233. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 233, and on that  
9 basis deny each and every allegation contained therein.

10           234. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 234, and on that  
12 basis deny each and every allegation contained therein.

13           235. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 235, and on that  
15 basis deny each and every allegation contained therein.

16           236. MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 236, and on that  
18 basis deny each and every allegation contained therein.

19           237. MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 237, and on that  
21 basis deny each and every allegation contained therein.

22           238. MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 238, and on that  
24 basis deny each and every allegation contained therein.

25           239. MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 239, and on that  
27 basis deny each and every allegation contained therein.

1           240. Money Mack denies the allegations in Paragraph 240. UMG lacks  
2 knowledge or information sufficient to form a belief as to the truth of the  
3 allegations contained in Paragraph 240, and on that basis denies each and every  
4 allegation contained therein.

5           241. Money Mack denies the allegations in Paragraph 241. UMG lacks  
6 knowledge or information sufficient to form a belief as to the truth of the  
7 allegations contained in Paragraph 241, and on that basis denies each and every  
8 allegation contained therein.

9           242. Money Mack denies the allegations in Paragraph 242, including but  
10 not limited to because it denies that any permission from Plaintiff was required.  
11 UMG lacks knowledge or information sufficient to form a belief as to the truth of  
12 the allegations contained in Paragraph 242, and on that basis denies each and every  
13 allegation contained therein.

14           243. MSK Defendants lack knowledge or information sufficient to form a  
15 belief as to the truth of the allegations contained in Paragraph 243, and on that  
16 basis deny each and every allegation contained therein.

17           244. MSK Defendants lack knowledge or information sufficient to form a  
18 belief as to the truth of the allegations contained in Paragraph 244, and on that  
19 basis deny each and every allegation contained therein.

20           245. MSK Defendants lack knowledge or information sufficient to form a  
21 belief as to the truth of the allegations contained in Paragraph 245, and on that  
22 basis deny each and every allegation contained therein.

23           246. MSK Defendants lack knowledge or information sufficient to form a  
24 belief as to the truth of the allegations contained in Paragraph 246, and on that  
25 basis deny each and every allegation contained therein.

26           247. MSK Defendants lack knowledge or information sufficient to form a  
27 belief as to the truth of the allegations contained in Paragraph 247, and on that  
28 basis deny each and every allegation contained therein.



1           248. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 248, and on that  
3 basis deny each and every allegation contained therein.

4           249. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 249, and on that  
6 basis deny each and every allegation contained therein.

7           250. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 250, and on that  
9 basis deny each and every allegation contained therein.

10          251. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 251, and on that  
12 basis deny each and every allegation contained therein.

13          252. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 252, and on that  
15 basis deny each and every allegation contained therein.

16          253. MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 253, and on that  
18 basis deny each and every allegation contained therein.

19          254. MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 254, and on that  
21 basis deny each and every allegation contained therein.

22          255. UMG denies the allegations in Paragraph 255. Money Mack lacks  
23 knowledge or information sufficient to form a belief as to the truth of the  
24 allegations contained in Paragraph 255, and on that basis denies each and every  
25 allegation contained therein.

26          256. MSK Defendants lack knowledge or information sufficient to form a  
27 belief as to the truth of the allegations contained in Paragraph 256, and on that  
28 basis deny each and every allegation contained therein.

1           257. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 257, and on that  
3 basis deny each and every allegation contained therein.

4           258. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 258, and on that  
6 basis deny each and every allegation contained therein.

7           259. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 259, and on that  
9 basis deny each and every allegation contained therein.

10           260. Money Mack denies the allegations in Paragraph 260. UMG lacks  
11 knowledge or information sufficient to form a belief as to the truth of the  
12 allegations contained in Paragraph 260, and on that basis denies each and every  
13 allegation contained therein.

14           261. MSK Defendants lack knowledge or information sufficient to form a  
15 belief as to the truth of the allegations contained in Paragraph 261, and on that  
16 basis deny each and every allegation contained therein.

17           262. MSK Defendants lack knowledge or information sufficient to form a  
18 belief as to the truth of the allegations contained in Paragraph 262, and on that  
19 basis deny each and every allegation contained therein.

20           263. MSK Defendants lack knowledge or information sufficient to form a  
21 belief as to the truth of the allegations contained in Paragraph 263, and on that  
22 basis deny each and every allegation contained therein.

23           264. MSK Defendants lack knowledge or information sufficient to form a  
24 belief as to the truth of the allegations contained in Paragraph 264, and on that  
25 basis deny each and every allegation contained therein.

26           265. MSK Defendants lack knowledge or information sufficient to form a  
27 belief as to the truth of the allegations contained in Paragraph 265, and on that  
28 basis deny each and every allegation contained therein.

1           266. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 266, and on that  
3 basis deny each and every allegation contained therein.

4           267. UMG denies the allegations in Paragraph 267. Money Mack lacks  
5 knowledge or information sufficient to form a belief as to the truth of the  
6 allegations contained in Paragraph 267, and on that basis denies each and every  
7 allegation contained therein.

8           268. MSK Defendants lack knowledge or information sufficient to form a  
9 belief as to the truth of the allegations contained in Paragraph 268, and on that  
10 basis deny each and every allegation contained therein.

11           269. MSK Defendants lack knowledge or information sufficient to form a  
12 belief as to the truth of the allegations contained in Paragraph 269, and on that  
13 basis deny each and every allegation contained therein.

14           270. MSK Defendants lack knowledge or information sufficient to form a  
15 belief as to the truth of the allegations contained in Paragraph 270, and on that  
16 basis deny each and every allegation contained therein.

17           271. MSK Defendants lack knowledge or information sufficient to form a  
18 belief as to the truth of the allegations contained in Paragraph 271, and on that  
19 basis deny each and every allegation contained therein.

20           272. Money Mack denies the allegations in Paragraph 272. UMG lacks  
21 knowledge or information sufficient to form a belief as to the truth of the  
22 allegations contained in Paragraph 272, and on that basis denies each and every  
23 allegation contained therein.

24           273. MSK Defendants lack knowledge or information sufficient to form a  
25 belief as to the truth of the allegations contained in Paragraph 273, and on that  
26 basis deny each and every allegation contained therein.

27

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1           274. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 274, and on that  
3 basis deny each and every allegation contained therein.

4           275. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 275, and on that  
6 basis deny each and every allegation contained therein.

7           276. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 276, and on that  
9 basis deny each and every allegation contained therein.

10          277. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 277, and on that  
12 basis deny each and every allegation contained therein.

13          278. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 278, and on that  
15 basis deny each and every allegation contained therein.

16          279. UMG denies the allegations in Paragraph 279. Money Mack lacks  
17 knowledge or information sufficient to form a belief as to the truth of the  
18 allegations contained in Paragraph 279, and on that basis denies each and every  
19 allegation contained therein.

20          280. MSK Defendants lack knowledge or information sufficient to form a  
21 belief as to the truth of the allegations contained in Paragraph 280, and on that  
22 basis deny each and every allegation contained therein.

23          281. MSK Defendants lack knowledge or information sufficient to form a  
24 belief as to the truth of the allegations contained in Paragraph 281, and on that  
25 basis deny each and every allegation contained therein.

26          282. MSK Defendants lack knowledge or information sufficient to form a  
27 belief as to the truth of the allegations contained in Paragraph 282, and on that  
28 basis deny each and every allegation contained therein.

1           283. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 283, and on that  
3 basis deny each and every allegation contained therein.

4           284. Money Mack admits that it was involved in licensing a portion of the  
5 composition "*I Lied*," but denies the remaining allegations of this Paragraph 284.  
6 UMG lacks knowledge or information sufficient to form a belief as to the truth of  
7 the allegations contained in Paragraph 284, and on that basis denies each and every  
8 allegation contained therein.

9           285. MSK Defendants lack knowledge or information sufficient to form a  
10 belief as to the truth of the allegations contained in Paragraph 285, and on that  
11 basis deny each and every allegation contained therein.

12           286. MSK Defendants lack knowledge or information sufficient to form a  
13 belief as to the truth of the allegations contained in Paragraph 286, and on that  
14 basis deny each and every allegation contained therein.

15           287. MSK Defendants lack knowledge or information sufficient to form a  
16 belief as to the truth of the allegations contained in Paragraph 287, and on that  
17 basis deny each and every allegation contained therein.

18           288. This paragraph of the TAC sets forth allegations against certain other  
19 defendants, as well as all defendants in this action collectively. MSK Defendants  
20 are without knowledge or information sufficient to form a belief as to the truth of  
21 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
22 on that basis deny said allegations. As to allegations pertaining specifically to  
23 MSK Defendants in this Paragraph 288, MSK Defendants deny any such  
24 allegations.

25           289. MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 289, and on that  
27 basis deny each and every allegation contained therein.

1           290. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 290, and on that  
3 basis deny each and every allegation contained therein.

4           291. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 291, and on that  
6 basis deny each and every allegation contained therein.

7           292. UMG denies the allegations in Paragraph 292. Money Mack lacks  
8 knowledge or information sufficient to form a belief as to the truth of the  
9 allegations contained in Paragraph 292, and on that basis denies each and every  
10 allegation contained therein.

11           293. MSK Defendants lack knowledge or information sufficient to form a  
12 belief as to the truth of the allegations contained in Paragraph 293, and on that  
13 basis deny each and every allegation contained therein.

14           294. MSK Defendants lack knowledge or information sufficient to form a  
15 belief as to the truth of the allegations contained in Paragraph 294, and on that  
16 basis deny each and every allegation contained therein.

17           295. MSK Defendants lack knowledge or information sufficient to form a  
18 belief as to the truth of the allegations contained in Paragraph 295, and on that  
19 basis deny each and every allegation contained therein.

20           296. MSK Defendants lack knowledge or information sufficient to form a  
21 belief as to the truth of the allegations contained in Paragraph 296, and on that  
22 basis deny each and every allegation contained therein.

23           297. Money Mack denies the allegations in Paragraph 297. UMG lacks  
24 knowledge or information sufficient to form a belief as to the truth of the  
25 allegations contained in Paragraph 297, and on that basis denies each and every  
26 allegation contained therein.

1           298. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 298, and on that  
3 basis deny each and every allegation contained therein.

4           299. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 299, and on that  
6 basis deny each and every allegation contained therein.

7           300. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 300, and on that  
9 basis deny each and every allegation contained therein.

10           301. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 301, and on that  
12 basis deny each and every allegation contained therein.

13           302. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 302, and on that  
15 basis deny each and every allegation contained therein.

16           303. MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 303, and on that  
18 basis deny each and every allegation contained therein.

19           304. Paragraph 304 contains legal conclusions to which no response is  
20 required. To the extent any response is required, UMG denies the allegations in  
21 Paragraph 304. Money Mack lacks knowledge or information sufficient to form a  
22 belief as to the truth of the allegations contained in Paragraph 304, and on that  
23 basis denies each and every allegation contained therein.

24           305. MSK Defendants lack knowledge or information sufficient to form a  
25 belief as to the truth of the allegations contained in Paragraph 305, and on that  
26 basis deny each and every allegation contained therein.



1           306. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 306, and on that  
3 basis deny each and every allegation contained therein.

4           307. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 307, and on that  
6 basis deny each and every allegation contained therein.

7           308. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 308, and on that  
9 basis deny each and every allegation contained therein.

10          309. Paragraph 309 contains legal conclusions to which no response is  
11 required. To the extent any response is required, Money Mack denies the  
12 allegations in Paragraph 309. UMG lacks knowledge or information sufficient to  
13 form a belief as to the truth of the allegations contained in Paragraph 309, and on  
14 that basis denies each and every allegation contained therein.

15          310. MSK Defendants lack knowledge or information sufficient to form a  
16 belief as to the truth of the allegations contained in Paragraph 310, and on that  
17 basis deny each and every allegation contained therein.

18          311. MSK Defendants lack knowledge or information sufficient to form a  
19 belief as to the truth of the allegations contained in Paragraph 311, and on that  
20 basis deny each and every allegation contained therein.

21          312. MSK Defendants lack knowledge or information sufficient to form a  
22 belief as to the truth of the allegations contained in Paragraph 312, and on that  
23 basis deny each and every allegation contained therein.

24          313. This Paragraph of the TAC sets forth allegations against certain other  
25 defendants, as well as all defendants in this action collectively. MSK Defendants  
26 are without knowledge or information sufficient to form a belief as to the truth of  
27 the allegations of this Paragraph as to defendants other than MSK Defendants, and

1 on that basis deny said allegations. As to allegations pertaining specifically to  
2 MSK Defendants in this Paragraph 313, MSK Defendants deny such allegations.

3 314. This Paragraph of the TAC sets forth allegations against certain other  
4 defendants, as well as all defendants in this action collectively. MSK Defendants  
5 are without knowledge or information sufficient to form a belief as to the truth of  
6 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
7 on that basis deny said allegations. As to allegations pertaining specifically to  
8 MSK Defendants in this Paragraph 314, MSK Defendants deny each and every  
9 allegation contained therein.

10 315. This paragraph of the TAC sets forth allegations against certain other  
11 defendants, as well as all defendants in this action collectively. MSK Defendants  
12 are without knowledge or information sufficient to form a belief as to the truth of  
13 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
14 on that basis deny said allegations. As to allegations pertaining specifically to  
15 MSK Defendants in this Paragraph 315, MSK Defendants deny each and every  
16 allegation contained therein.

17 316. This paragraph of the TAC sets forth allegations against certain other  
18 defendants, as well as all defendants in this action collectively. MSK Defendants  
19 are without knowledge or information sufficient to form a belief as to the truth of  
20 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
21 on that basis deny said allegations. As to allegations pertaining specifically to  
22 MSK Defendants in this Paragraph 316, MSK Defendants deny each and every  
23 allegation contained therein.

24 317. Paragraph 317 contains legal conclusions to which no response is  
25 required. To the extent any response is required, this Paragraph of the TAC sets  
26 forth allegations against all defendants in this action collectively. MSK  
27 Defendants are without knowledge or information sufficient to form a belief as to  
28 the truth of the allegations of this Paragraph as to defendants other than MSK

1 Defendants, and on that basis and denies said allegations. As to allegations  
 2 pertaining specifically to MSK Defendants in this Paragraph 317, MSK Defendants  
 3 deny any such allegations.

4 318. This paragraph of the TAC sets forth allegations against certain other  
 5 defendants, as well as all defendants in this action collectively. MSK Defendants  
 6 are without knowledge or information sufficient to form a belief as to the truth of  
 7 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
 8 on that basis deny said allegations. As to allegations pertaining specifically to  
 9 MSK Defendants in this Paragraph 318, MSK Defendants deny each and every  
 10 allegation contained therein.

11 319. This paragraph of the TAC sets forth allegations against certain other  
 12 defendants, as well as all defendants in this action collectively. MSK Defendants  
 13 are without knowledge or information sufficient to form a belief as to the truth of  
 14 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
 15 on that basis deny said allegations. As to allegations pertaining specifically to  
 16 MSK Defendants in this Paragraph 319, MSK Defendants deny each and every  
 17 allegation contained therein.

## 18 COUNT II

### 19 VICARIOUS COPYRIGHT INFRINGEMENT

20 320. MSK Defendants re-allege and incorporate herein by reference their  
 21 responses to Paragraphs 1-319 above, inclusive, as though fully set forth herein.

22 321. MSK Defendants lack knowledge or information sufficient to form a  
 23 belief as to the truth of the allegations contained in Paragraph 321, and on that  
 24 basis deny each and every allegation contained therein.

25 322. MSK Defendants lack knowledge or information sufficient to form a  
 26 belief as to the truth of the allegations contained in Paragraph 322, and on that  
 27 basis deny each and every allegation contained therein.

1           323. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 323, and on that  
3 basis deny each and every allegation contained therein.

4           324. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 324, and on that  
6 basis deny each and every allegation contained therein.

7           325. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 325, and on that  
9 basis deny each and every allegation contained therein.

10           326. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 326, and on that  
12 basis deny each and every allegation contained therein.

13           327. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 327, and on that  
15 basis deny each and every allegation contained therein.

16           328. MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 328, and on that  
18 basis deny each and every allegation contained therein.

19           329. MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 329, and on that  
21 basis deny each and every allegation contained therein.

22           330. MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 330, and on that  
24 basis deny each and every allegation contained therein.

25           331. MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 331, and on that  
27 basis deny each and every allegation contained therein.

1           332. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 332, and on that  
3 basis deny each and every allegation contained therein.

4           333. Paragraph 333 contains legal conclusions to which no response is  
5 required. To the extent any response is required, UMG denies the allegations in  
6 Paragraph 333. Money Mack lacks knowledge or information sufficient to form a  
7 belief as to the truth of the allegations contained in Paragraph 333, and on that  
8 basis denies each and every allegation contained therein.

9           334. UMG denies the allegations in Paragraph 334. Money Mack lacks  
10 knowledge or information sufficient to form a belief as to the truth of the  
11 allegations contained in Paragraph 334, and on that basis denies each and every  
12 allegation contained therein.

13           335. Paragraph 335 contains legal conclusions to which no response is  
14 required. To the extent any response is required, UMG denies the allegations in  
15 Paragraph 335. Money Mack lacks knowledge or information sufficient to form a  
16 belief as to the truth of the allegations contained in Paragraph 335, and on that  
17 basis denies each and every allegation contained therein.

18           336. Paragraph 336 contains legal conclusions to which no response is  
19 required. To the extent any response is required, UMG denies the allegations in  
20 Paragraph 336. Money Mack lacks knowledge or information sufficient to form a  
21 belief as to the truth of the allegations contained in Paragraph 336, and on that  
22 basis denies each and every allegation contained therein.

23           337. MSK Defendants lack knowledge or information sufficient to form a  
24 belief as to the truth of the allegations contained in Paragraph 337, and on that  
25 basis deny each and every allegation contained therein.

26           338. MSK Defendants lack knowledge or information sufficient to form a  
27 belief as to the truth of the allegations contained in Paragraph 338, and on that  
28 basis deny each and every allegation contained therein.

1           339. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 339, and on that  
3 basis deny each and every allegation contained therein.

4           340. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 340, and on that  
6 basis deny each and every allegation contained therein.

7           341. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 341, and on that  
9 basis deny each and every allegation contained therein.

10           342. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 342, and on that  
12 basis deny each and every allegation contained therein.

13           343. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 343, and on that  
15 basis deny each and every allegation contained therein.

16           344. MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 344, and on that  
18 basis deny each and every allegation contained therein.

19           345. MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 345, and on that  
21 basis deny each and every allegation contained therein.

22           346. MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 346, and on that  
24 basis deny each and every allegation contained therein.

25           347. MSK Defendants lack knowledge or information sufficient to form a  
26 belief as to the truth of the allegations contained in Paragraph 347, and on that  
27 basis deny each and every allegation contained therein.

1           348. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 348, and on that  
3 basis deny each and every allegation contained therein.

4           349. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 349, and on that  
6 basis deny each and every allegation contained therein.

7           350. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 350, and on that  
9 basis deny each and every allegation contained therein.

10           351. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 351, and on that  
12 basis deny each and every allegation contained therein.

13           352. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 352 and on that basis  
15 deny each and every allegation contained therein.

16           353. Paragraph 353 contains legal conclusions to which no response is  
17 required. To the extent any response is required, Money Mack denies the  
18 allegations in Paragraph 353. UMG lacks knowledge or information sufficient to  
19 form a belief as to the truth of the allegations contained in Paragraph 353, and on  
20 that basis denies each and every allegation contained therein.

21           354. Money Mack denies the allegations in Paragraph 354. UMG lacks  
22 knowledge or information sufficient to form a belief as to the truth of the  
23 allegations contained in Paragraph 354, and on that basis denies each and every  
24 allegation contained therein.

25           355. Paragraph 355 contains legal conclusions to which no response is  
26 required. To the extent any response is required, Money Mack denies the  
27 allegations in Paragraph 355. UMG lacks knowledge or information sufficient to  
28



1 form a belief as to the truth of the allegations contained in Paragraph 355, and on  
2 that basis denies each and every allegation contained therein.

3 356. Paragraph 356 contains legal conclusions to which no response is  
4 required. To the extent any response is required, UMG denies the allegations in  
5 Paragraph 356. Money Mack lacks knowledge or information sufficient to form a  
6 belief as to the truth of the allegations contained in Paragraph 356, and on that  
7 basis denies each and every allegation contained therein.

8 357. MSK Defendants lack knowledge or information sufficient to form a  
9 belief as to the truth of the allegations contained in Paragraph 357, and on that  
10 basis deny each and every allegation contained therein.

11 358. MSK Defendants lack knowledge or information sufficient to form a  
12 belief as to the truth of the allegations contained in Paragraph 358, and on that  
13 basis deny each and every allegation contained therein.

14 359. MSK Defendants lack knowledge or information sufficient to form a  
15 belief as to the truth of the allegations contained in Paragraph 359, and on that  
16 basis deny each and every allegation contained therein.

17 360. MSK Defendants lack knowledge or information sufficient to form a  
18 belief as to the truth of the allegations contained in Paragraph 360, and on that  
19 basis deny each and every allegation contained therein.

20 361. MSK Defendants lack knowledge or information sufficient to form a  
21 belief as to the truth of the allegations contained in Paragraph 361, and on that  
22 basis deny each and every allegation contained therein.

23 362. MSK Defendants lack knowledge or information sufficient to form a  
24 belief as to the truth of the allegations contained in Paragraph 362, and on that  
25 basis deny each and every allegation contained therein.

26 363. MSK Defendants lack knowledge or information sufficient to form a  
27 belief as to the truth of the allegations contained in Paragraph 363, and on that  
28 basis deny each and every allegation contained therein.

1           364. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 364, and on that  
3 basis deny each and every allegation contained therein.

4           365. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 365, and on that  
6 basis deny each and every allegation contained therein.

7           366. MSK Defendants lack knowledge or information sufficient to form a  
8 belief as to the truth of the allegations contained in Paragraph 366, and on that  
9 basis deny each and every allegation contained therein.

10           367. MSK Defendants lack knowledge or information sufficient to form a  
11 belief as to the truth of the allegations contained in Paragraph 367, and on that  
12 basis deny each and every allegation contained therein.

13           368. MSK Defendants lack knowledge or information sufficient to form a  
14 belief as to the truth of the allegations contained in Paragraph 368, and on that  
15 basis deny each and every allegation contained therein.

16           369. MSK Defendants lack knowledge or information sufficient to form a  
17 belief as to the truth of the allegations contained in Paragraph 369, and on that  
18 basis deny each and every allegation contained therein.

19           370. MSK Defendants lack knowledge or information sufficient to form a  
20 belief as to the truth of the allegations contained in Paragraph 370, and on that  
21 basis deny each and every allegation contained therein.

22           371. MSK Defendants lack knowledge or information sufficient to form a  
23 belief as to the truth of the allegations contained in Paragraph 371, and on that  
24 basis deny each and every allegation contained therein.

25           372. This Paragraph of the TAC is vague, ambiguous, subject to more than  
26 one interpretation, incomprehensible, and/or indecipherable, such that MSK  
27 Defendants lack knowledge or information sufficient to form a belief as to the truth  
28 of the allegations contained in Paragraph 372 and on that basis deny each and

1 every allegation contained therein. To the extent MSK Defendants are able to  
 2 understand this Paragraph, it contains legal conclusions to which no response is  
 3 required. To the extent any response is required, UMG denies the allegations in  
 4 this Paragraph. Money Mack lacks knowledge or information sufficient to form a  
 5 belief as to the truth of the allegations contained in Paragraph 372, and on that  
 6 basis denies each and every allegation contained therein.

7 373. MSK Defendants lack knowledge or information sufficient to form a  
 8 belief as to the truth of the allegations contained in Paragraph 373, and on that  
 9 basis deny each and every allegation contained therein.

10 374. MSK Defendants lack knowledge or information sufficient to form a  
 11 belief as to the truth of the allegations contained in Paragraph 374, and on that  
 12 basis deny each and every allegation contained therein.

13 375. MSK Defendants lack knowledge or information sufficient to form a  
 14 belief as to the truth of the allegations contained in Paragraph 375, and on that  
 15 basis deny each and every allegation contained therein.

16 376. MSK Defendants lack knowledge or information sufficient to form a  
 17 belief as to the truth of the allegations contained in Paragraph 376, and on that  
 18 basis deny each and every allegation contained therein.

19 377. This Paragraph of the TAC is vague, ambiguous, subject to more than  
 20 one interpretation, incomprehensible, and/or indecipherable, such that MSK  
 21 Defendants lack knowledge or information sufficient to form a belief as to the truth  
 22 of the allegations contained in Paragraph 377 and on that basis deny each and  
 23 every allegation contained therein. To the extent MSK Defendants are able to  
 24 understand this Paragraph, it contains legal conclusions to which no response is  
 25 required. To the extent any response is required, Money Mack admits it was  
 26 involved in the licensing of a portion of the composition "*I Lied*," but denies the  
 27 remaining allegations in this Paragraph. UMG lacks knowledge or information

1 sufficient to form a belief as to the truth of the allegations contained in Paragraph  
2 377, and on that basis denies each and every allegation contained therein.

3 378. MSK Defendants lack knowledge or information sufficient to form a  
4 belief as to the truth of the allegations contained in Paragraph 378, and on that  
5 basis deny each and every allegation contained therein.

6 379. MSK Defendants lack knowledge or information sufficient to form a  
7 belief as to the truth of the allegations contained in Paragraph 379, and on that  
8 basis deny each and every allegation contained therein.

9 380. MSK Defendants lack knowledge or information sufficient to form a  
10 belief as to the truth of the allegations contained in Paragraph 380, and on that  
11 basis deny each and every allegation contained therein

12 381. This paragraph of the TAC sets forth allegations against certain other  
13 defendants, as well as all defendants in this action collectively. MSK Defendants  
14 are without knowledge or information sufficient to form a belief as to the truth of  
15 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
16 on that basis deny said allegations. As to allegations pertaining specifically to  
17 MSK Defendants in this Paragraph 381, MSK Defendants deny any such  
18 allegations.

19 382. This paragraph of the TAC sets forth allegations against certain other  
20 defendants, as well as all defendants in this action collectively. MSK Defendants  
21 are without knowledge or information sufficient to form a belief as to the truth of  
22 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
23 on that basis deny said allegations. As to allegations pertaining specifically to  
24 MSK Defendants in this Paragraph 382, MSK Defendants deny any such  
25 allegations.

**COUNT III**

**CONTRIBUTORY COPYRIGHT INFRINGEMENT**

383. MSK Defendants re-allege and incorporate herein by reference their responses to Paragraphs 1-382 above, inclusive, as though fully set forth herein.

384. MSK Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 384, and on that basis deny each and every allegation contained therein.

385. MSK Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 385, and on that basis deny each and every allegation contained therein.

386. MSK Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 386, and on that basis deny each and every allegation contained therein.

387. MSK Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 387, and on that basis deny each and every allegation contained therein.

388. MSK Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 388, and on that basis deny each and every allegation contained therein.

389. MSK Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 389, and on that basis deny each and every allegation contained therein.

390. Paragraph 390 contains legal conclusions to which no response is required. To the extent any response is required, UMG denies the allegations in Paragraph 390. Money Mack lacks knowledge or information sufficient to form a belief as to the truth of the allegations contained in Paragraph 390, and on that basis denies each and every allegation contained therein.

1           391. Paragraph 391 contains legal conclusions to which no response is  
2 required. To the extent any response is required, UMG denies the allegations in  
3 Paragraph 391. Money Mack lacks knowledge or information sufficient to form a  
4 belief as to the truth of the allegations contained in Paragraph 391, and on that  
5 basis denies each and every allegation contained therein.

6           392. MSK Defendants lack knowledge or information sufficient to form a  
7 belief as to the truth of the allegations contained in Paragraph 392, and on that  
8 basis deny each and every allegation contained therein.

9           393. MSK Defendants lack knowledge or information sufficient to form a  
10 belief as to the truth of the allegations contained in Paragraph 393, and on that  
11 basis deny each and every allegation contained therein.

12           394. MSK Defendants lack knowledge or information sufficient to form a  
13 belief as to the truth of the allegations contained in Paragraph 394, and on that  
14 basis deny each and every allegation contained therein.

15           395. MSK Defendants lack knowledge or information sufficient to form a  
16 belief as to the truth of the allegations contained in Paragraph 395, and on that  
17 basis deny each and every allegation contained therein.

18           396. MSK Defendants lack knowledge or information sufficient to form a  
19 belief as to the truth of the allegations contained in Paragraph 396, and on that  
20 basis deny each and every allegation contained therein.

21           397. MSK Defendants lack knowledge or information sufficient to form a  
22 belief as to the truth of the allegations contained in Paragraph 397, and on that  
23 basis deny each and every allegation contained therein.

24           398. MSK Defendants lack knowledge or information sufficient to form a  
25 belief as to the truth of the allegations contained in Paragraph 398, and on that  
26 basis deny each and every allegation contained therein.

1           399. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 399, and on that  
3 basis deny each and every allegation contained therein.

4           400. Paragraph 400 contains legal conclusions to which no response is  
5 required. To the extent any response is required, Money Mack denies the  
6 allegations in Paragraph 400. UMG lacks knowledge or information sufficient to  
7 form a belief as to the truth of the allegations contained in Paragraph 400, and on  
8 that basis denies each and every allegation contained therein.

9           401. Paragraph 401 contains legal conclusions to which no response is  
10 required. To the extent any response is required, Money Mack denies the  
11 allegations in Paragraph 401. UMG lacks knowledge or information sufficient to  
12 form a belief as to the truth of the allegations contained in Paragraph 401, and on  
13 that basis denies each and every allegation contained therein.

14           402. MSK Defendants lack knowledge or information sufficient to form a  
15 belief as to the truth of the allegations contained in Paragraph 402, and on that  
16 basis deny each and every allegation contained therein.

17           403. MSK Defendants lack knowledge or information sufficient to form a  
18 belief as to the truth of the allegations contained in Paragraph 403, and on that  
19 basis deny each and every allegation contained therein.

20           404. MSK Defendants lack knowledge or information sufficient to form a  
21 belief as to the truth of the allegations contained in Paragraph 404, and on that  
22 basis deny each and every allegation contained therein.

23           405. MSK Defendants lack knowledge or information sufficient to form a  
24 belief as to the truth of the allegations contained in Paragraph 405, and on that  
25 basis deny each and every allegation contained therein.

26           406. MSK Defendants lack knowledge or information sufficient to form a  
27 belief as to the truth of the allegations contained in Paragraph 406, and on that  
28 basis deny each and every allegation contained therein.



1           407. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 407, and on that  
3 basis deny each and every allegation contained therein.

4           408. This paragraph of the TAC sets forth allegations against certain other  
5 defendants, as well as all defendants in this action collectively. MSK Defendants  
6 are without knowledge or information sufficient to form a belief as to the truth of  
7 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
8 on that basis deny said allegations. As to allegations pertaining specifically to  
9 MSK Defendants in this Paragraph 408, MSK Defendants deny any such  
10 allegations.

11           409. This paragraph of the TAC sets forth allegations against certain other  
12 defendants, as well as all defendants in this action collectively. MSK Defendants  
13 are without knowledge or information sufficient to form a belief as to the truth of  
14 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
15 on that basis deny said allegations. As to allegations pertaining specifically to  
16 MSK Defendants in this Paragraph 409, MSK Defendants deny any such  
17 allegations.

18           410. This paragraph of the TAC sets forth allegations against certain other  
19 defendants, as well as all defendants in this action collectively. MSK Defendants  
20 are without knowledge or information sufficient to form a belief as to the truth of  
21 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
22 on that basis deny said allegations. As to allegations pertaining specifically to  
23 MSK Defendants in this Paragraph 410, MSK Defendants deny any such  
24 allegations.

25           411. This paragraph of the TAC sets forth allegations against certain other  
26 defendants, as well as all defendants in this action collectively. MSK Defendants  
27 are without knowledge or information sufficient to form a belief as to the truth of  
28 the allegations of this Paragraph as to defendants other than MSK Defendants, and

1 on that basis deny said allegations. As to allegations pertaining specifically to  
 2 MSK Defendants in this Paragraph 411, MSK Defendants deny any such  
 3 allegations.

4 412. This paragraph of the TAC sets forth allegations against certain other  
 5 defendants, as well as all defendants in this action collectively. MSK Defendants  
 6 are without knowledge or information sufficient to form a belief as to the truth of  
 7 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
 8 on that basis deny said allegations. As to allegations pertaining specifically to  
 9 MSK Defendants in this Paragraph 412, MSK Defendants deny any such  
 10 allegations.

11 413. This paragraph of the TAC sets forth allegations against certain other  
 12 defendants, as well as all defendants in this action collectively. MSK Defendants  
 13 are without knowledge or information sufficient to form a belief as to the truth of  
 14 the allegations of this Paragraph as to defendants other than MSK Defendants, and  
 15 on that basis deny said allegations. As to allegations pertaining specifically to  
 16 MSK Defendants in this Paragraph 413, MSK Defendants deny any such  
 17 allegations.

#### 18 COUNT IV

#### 19 DIGITAL MILLENNIUM COPYRIGHT ACT ("DMCA")

#### 20 FALSIFICATION AND REMOVAL OF CMI (17 U.S.C. § 1202 et seq.)

21 414. MSK Defendants re-allege and incorporate herein by reference their  
 22 responses to Paragraphs 1-413 above, inclusive, as though fully set forth herein.

23 415. Paragraph 415 contains legal conclusions to which no response is  
 24 required. To the extent any response is required, this Paragraph of the TAC sets  
 25 forth allegations against all defendants and is vague, ambiguous, subject to more  
 26 than one interpretation, incomprehensible, and/or indecipherable, including  
 27 without limitation in its use of the phrase "digital music contains CMI," such that  
 28

1 MSK Defendants are without knowledge or information sufficient to form a belief  
2 as to the truth of the allegations of this Paragraph. To the extent that MSK  
3 Defendants are able to understand this Paragraph, and response by MSK  
4 Defendants is required, MSK Defendants admit that they are aware that copyright  
5 management information often is conveyed in connection with copies of  
6 copyrighted musical works, including in digital form.

7 416. Paragraph 416 contains legal conclusions to which no response is  
8 required. To the extent any response is required, this Paragraph of the TAC sets  
9 forth allegations against certain other defendants. MSK Defendants are without  
10 knowledge or information sufficient to form a belief as to the truth of the  
11 allegations of this Paragraph as to defendants other than MSK Defendants, and on  
12 that basis deny said allegations. As to allegations pertaining specifically to MSK  
13 Defendants in this Paragraph 416, MSK Defendants admit that CMI is sometimes  
14 used to identify the owners of and to protect digital music works, and deny the  
15 remaining allegations.

16 417. Paragraph 417 contains legal conclusions to which no response is  
17 required. To the extent any response is required, this Paragraph of the TAC sets  
18 forth allegations against certain other defendants. MSK Defendants are without  
19 knowledge or information sufficient to form a belief as to the truth of the  
20 allegations of this Paragraph as to defendants other than MSK Defendants, and on  
21 that basis deny said allegations. As to allegations pertaining specifically to MSK  
22 Defendants in this Paragraph 417, MSK Defendants admit that they sometimes use  
23 CMI to identify and protect their works, and deny the remaining allegations.

24 418. MSK Defendants lack knowledge or information sufficient to form a  
25 belief as to the truth of the allegations contained in Paragraph 418, and on that  
26 basis deny each and every allegation contained therein.

1           419. MSK Defendants lack knowledge or information sufficient to form a  
2 belief as to the truth of the allegations contained in Paragraph 419, and on that  
3 basis deny each and every allegation contained therein.

4           420. MSK Defendants lack knowledge or information sufficient to form a  
5 belief as to the truth of the allegations contained in Paragraph 420, and on that  
6 basis deny each and every allegation contained therein.

7           421. This paragraph of the TAC sets forth allegations against certain other  
8 defendants. MSK Defendants are without knowledge or information sufficient to  
9 form a belief as to the truth of the allegations of this Paragraph as to defendants  
10 other than MSK Defendants, and on that basis deny said allegations. As to  
11 allegations pertaining specifically to MSK Defendants in this Paragraph 421, MSK  
12 Defendants deny any such allegations.

13           422. This paragraph of the TAC sets forth allegations against certain other  
14 defendants. MSK Defendants are without knowledge or information sufficient to  
15 form a belief as to the truth of the allegations of this Paragraph as to defendants  
16 other than MSK Defendants, and on that basis deny said allegations. As to  
17 allegations pertaining specifically to MSK Defendants in this Paragraph 422, MSK  
18 Defendants deny any such allegations.

19           423. This paragraph of the TAC sets forth allegations against certain other  
20 defendants. MSK Defendants are without knowledge or information sufficient to  
21 form a belief as to the truth of the allegations of this Paragraph as to defendants  
22 other than MSK Defendants, and on that basis deny said allegations. As to  
23 allegations pertaining specifically to MSK Defendants in this Paragraph 423, MSK  
24 Defendants deny any such allegations.

25           424. This paragraph of the TAC sets forth allegations against certain other  
26 defendants. MSK Defendants are without knowledge or information sufficient to  
27 form a belief as to the truth of the allegations of this Paragraph as to defendants  
28 other than MSK Defendants, and on that basis deny said allegations. As to

1 allegations pertaining specifically to MSK Defendants in this Paragraph 424, MSK  
2 Defendants deny any such allegations.

3 425. This paragraph of the TAC sets forth allegations against certain other  
4 defendants. MSK Defendants are without knowledge or information sufficient to  
5 form a belief as to the truth of the allegations of this Paragraph as to defendants  
6 other than MSK Defendants, and on that basis deny said allegations. As to  
7 allegations pertaining specifically to MSK Defendants in this Paragraph 425, MSK  
8 Defendants deny any such allegations.

9 426. This paragraph of the TAC sets forth allegations against certain other  
10 defendants. MSK Defendants are without knowledge or information sufficient to  
11 form a belief as to the truth of the allegations of this Paragraph as to defendants  
12 other than MSK Defendants, and on that basis deny said allegations. As to  
13 allegations pertaining specifically to MSK Defendants in this Paragraph 426, MSK  
14 Defendants deny any such allegations.

15 427. This paragraph of the TAC sets forth allegations against certain other  
16 defendants. MSK Defendants are without knowledge or information sufficient to  
17 form a belief as to the truth of the allegations of this Paragraph as to defendants  
18 other than MSK Defendants, and on that basis deny said allegations. As to  
19 allegations pertaining specifically to MSK Defendants in this Paragraph 427, MSK  
20 Defendants deny any such allegations.

21 428. This paragraph of the TAC sets forth allegations against certain other  
22 defendants. MSK Defendants are without knowledge or information sufficient to  
23 form a belief as to the truth of the allegations of this Paragraph as to defendants  
24 other than MSK Defendants, and on that basis deny said allegations. As to  
25 allegations pertaining specifically to MSK Defendants in this Paragraph 428, MSK  
26 Defendants deny any such allegations.

27 429. This paragraph of the TAC sets forth allegations against certain other  
28 defendants. MSK Defendants are without knowledge or information sufficient to

1 form a belief as to the truth of the allegations of this Paragraph as to defendants  
 2 other than MSK Defendants, and on that basis deny said allegations. As to  
 3 allegations pertaining specifically to MSK Defendants in this Paragraph 429, MSK  
 4 Defendants deny any such allegations.

5 430. This paragraph of the TAC sets forth allegations against certain other  
 6 defendants. MSK Defendants are without knowledge or information sufficient to  
 7 form a belief as to the truth of the allegations of this Paragraph as to defendants  
 8 other than MSK Defendants, and on that basis deny said allegations. As to  
 9 allegations pertaining specifically to MSK Defendants in this Paragraph 430, MSK  
 10 Defendants deny any such allegations.

11 431. This paragraph of the TAC sets forth allegations against certain other  
 12 defendants. MSK Defendants are without knowledge or information sufficient to  
 13 form a belief as to the truth of the allegations of this Paragraph as to defendants  
 14 other than MSK Defendants, and on that basis deny said allegations. As to  
 15 allegations pertaining specifically to MSK Defendants in this Paragraph 431, MSK  
 16 Defendants deny any such allegations.

## 17 18 **COUNT V**

### 19 **CONTRIBUTORY LIABILITY UNDER 17 U.S.C. § 1202 et seq.**

20 432. MSK Defendants re-allege and incorporate herein by reference their  
 21 responses to Paragraphs 1-431 above, inclusive, as though fully set forth herein.

22 433. This paragraph of the TAC sets forth allegations against certain other  
 23 defendants. MSK Defendants are without knowledge or information sufficient to  
 24 form a belief as to the truth of the allegations of this Paragraph as to defendants  
 25 other than MSK Defendants, and on that basis deny said allegations. As to  
 26 allegations pertaining specifically to MSK Defendants in this Paragraph 433, MSK  
 27 Defendants deny any such allegations.

1           434. This paragraph of the TAC sets forth allegations against certain other  
2 defendants. MSK Defendants are without knowledge or information sufficient to  
3 form a belief as to the truth of the allegations of this Paragraph as to defendants  
4 other than MSK Defendants, and on that basis deny said allegations. As to  
5 allegations pertaining specifically to MSK Defendants in this Paragraph 434, MSK  
6 Defendants deny any such allegations.

7           435. This paragraph of the TAC sets forth allegations against certain other  
8 defendants. MSK Defendants are without knowledge or information sufficient to  
9 form a belief as to the truth of the allegations of this Paragraph as to defendants  
10 other than MSK Defendants, and on that basis deny said allegations. As to  
11 allegations pertaining specifically to MSK Defendants in this Paragraph 435, MSK  
12 Defendants deny any such allegations.

13           436. This paragraph of the TAC sets forth allegations against certain other  
14 defendants and defendants collectively. MSK Defendants are without knowledge  
15 or information sufficient to form a belief as to the truth of the allegations of this  
16 Paragraph as to defendants other than MSK Defendants, and on that basis deny  
17 said allegations. As to allegations pertaining specifically to MSK Defendants in  
18 this Paragraph 436, MSK Defendants deny any such allegations.

19           437. This paragraph of the TAC sets forth allegations against certain other  
20 defendants and defendants collectively. MSK Defendants are without knowledge  
21 or information sufficient to form a belief as to the truth of the allegations of this  
22 Paragraph as to defendants other than MSK Defendants, and on that basis deny  
23 said allegations. As to allegations pertaining specifically to MSK Defendants in  
24 this Paragraph 437, MSK Defendants deny any such allegations.

25           438. This paragraph of the TAC sets forth allegations against certain other  
26 defendants and defendants collectively. MSK Defendants are without knowledge  
27 or information sufficient to form a belief as to the truth of the allegations of this  
28 Paragraph as to defendants other than MSK Defendants, and on that basis deny



1 said allegations. As to allegations pertaining specifically to MSK Defendants in  
2 this Paragraph 438, MSK Defendants deny any such allegations.

3 439. This paragraph of the TAC sets forth allegations against certain other  
4 defendants and defendants collectively. MSK Defendants are without knowledge  
5 or information sufficient to form a belief as to the truth of the allegations of this  
6 Paragraph as to defendants other than MSK Defendants, and on that basis deny  
7 said allegations. As to allegations pertaining specifically to MSK Defendants in  
8 this Paragraph 439, MSK Defendants deny any such allegations.

9 440. This paragraph of the TAC sets forth allegations against certain other  
10 defendants and defendants collectively. MSK Defendants are without knowledge  
11 or information sufficient to form a belief as to the truth of the allegations of this  
12 Paragraph as to defendants other than MSK Defendants, and on that basis deny  
13 said allegations. As to allegations pertaining specifically to MSK Defendants in  
14 this Paragraph 440, MSK Defendants deny any such allegations.

## 15 **COUNT VI**

### 16 **VICARIOUS LIABILITY UNDER 17 U.S.C. § 1202 et seq.**

17 441. MSK Defendants re-allege and incorporate herein by reference their  
18 responses to Paragraphs 1-440 above, inclusive, as though fully set forth herein.

19 442. This paragraph of the TAC sets forth allegations against certain other  
20 defendants. MSK Defendants are without knowledge or information sufficient to  
21 form a belief as to the truth of the allegations of this Paragraph as to defendants  
22 other than MSK Defendants, and on that basis deny said allegations. As to  
23 allegations pertaining specifically to MSK Defendants in this Paragraph 442, MSK  
24 Defendants deny any such allegations.

25 443. This paragraph of the TAC sets forth allegations against certain other  
26 defendants. MSK Defendants are without knowledge or information sufficient to  
27 form a belief as to the truth of the allegations of this Paragraph as to defendants  
28 other than MSK Defendants, and on that basis deny said allegations. As to

1 allegations pertaining specifically to MSK Defendants in this Paragraph 443, MSK  
2 Defendants deny any such allegations.

3 444. This paragraph of the TAC sets forth allegations against certain other  
4 defendants. MSK Defendants are without knowledge or information sufficient to  
5 form a belief as to the truth of the allegations of this Paragraph as to defendants  
6 other than MSK Defendants, and on that basis deny said allegations. As to  
7 allegations pertaining specifically to MSK Defendants in this Paragraph 444, MSK  
8 Defendants deny any such allegations.

9  
10 **DEMAND FOR JURY TRIAL**

11 445. MSK Defendants admit that Plaintiff has demanded a trial by jury on  
12 all issues triable. MSK Defendants deny that Plaintiff is entitled to the relief  
13 requested by the TAC, or any other relief whatsoever.

14  
15 **PRAYER FOR RELIEF**

16 446. The relief requested requires no response as there are no facts alleged  
17 therein. To the extent any response is required, MSK Defendants deny the  
18 allegations in the relief requested, object to the relief requested, and deny that  
19 Plaintiff is entitled to any of the relief requested in the TAC (or any other relief  
20 whatsoever).

21  
22 **AFFIRMATIVE DEFENSES**

23 MSK Defendants do not presently know all of the facts and circumstances  
24 relating to Plaintiff's claims, and reserve the right to amend this Answer. Subject  
25 to the foregoing, and without waiving or excusing Plaintiff's burden of proof, or  
26 admitting that any of the following are in fact defenses upon which either MSK  
27 Defendants have any burden of proof as opposed to denials of matters as to which

1 Plaintiff has the burden of proof, or that MSK Defendants have any burden of  
2 proof at all, MSK Defendants hereby assert the following affirmative defenses.

3  
4 **FIRST AFFIRMATIVE DEFENSE**

5 **(Failure to State a Cause of Action)**

6 The TAC, in whole or in part, fails to state facts sufficient to constitute a  
7 cause of action brought on behalf of Plaintiff.

8  
9 **SECOND AFFIRMATIVE DEFENSE**

10 **(Lack of Originality or Protectability)**

11 Plaintiff's claims are barred, in whole or in part, because the alleged  
12 elements of Plaintiff's works that are alleged to be infringed by "*I Lied*" are neither  
13 original nor protectable, individually or in combination, and Plaintiff's "selection  
14 and arrangement" thereof is not protectable.

15  
16 **THIRD AFFIRMATIVE DEFENSE**

17 **(Lack of Substantial or Striking Similarity)**

18 Plaintiff's claims are barred, in whole or in part, because Plaintiff's works  
19 and "*I Lied*" are not substantially similar or strikingly similar.

20  
21 **FOURTH AFFIRMATIVE DEFENSE**

22 **(Lack of Access)**

23 Plaintiff's claims are barred, in whole or in part, because MSK Defendants  
24 did not have access to and did not copy Plaintiff's works.

**FIFTH AFFIRMATIVE DEFENSE**

**(Independent Creation)**

Plaintiff's claims are barred, in whole or in part, because "*I Lied*" was created independently of Plaintiff's works.

**SIXTH AFFIRMATIVE DEFENSE**

**(Noncompliance with Statutory Provisions)**

Plaintiff is barred from claiming statutory damages or attorney's fees under Section 412 of the Copyright Act (17 U.S.C. § 412), to the extent any alleged acts of infringement occurred before first registration of Plaintiff's alleged work(s).

**SEVENTH AFFIRMATIVE DEFENSE**

**(Statute of Limitations)**

Plaintiff's claims are barred, in whole or in part, by the statute of limitations, Section 507(b) of the Copyright Act (17 U.S.C. § 507(b)), as his alleged claims accrued over three years before Plaintiff should have, with due diligence, discovered the alleged infringements.

**EIGHTH AFFIRMATIVE DEFENSE**

**(Estoppel, Laches, and/or Acquiescence)**

Plaintiff's claims are barred, in whole or in part, by the equitable doctrines of estoppel, laches, and/or acquiescence.

**NINTH AFFIRMATIVE DEFENSE**

**(Waiver by Conduct, Actions, or Communications)**

Plaintiff's claims are barred, in whole or in part, because he has waived, in whole or part, any rights he may have to institute an action for the alleged

wrongdoings of which he complains by reason of his conduct, actions, or communications to others.

**TENTH AFFIRMATIVE DEFENSE**

**(Unclean Hands)**

Plaintiff's claims are barred, in whole or in part, under the doctrine of unclean hands.

**ELEVENTH AFFIRMATIVE DEFENSE**

**(Adequate Remedy at Law)**

Plaintiff has an adequate remedy at law and therefore is not entitled to any other relief sought.

**TWELFTH AFFIRMATIVE DEFENSE**

**(Failure to Show Irreparable Harm)**

Plaintiff's prayer for injunctive relief is barred, in whole or in part, by Plaintiff's failure to plead or show irreparable harm.

**THIRTEENTH AFFIRMATIVE DEFENSE**

**(Fair Use)**

Plaintiff's claims are barred, in whole or in part, by the fair use doctrine, although any use of Plaintiff's alleged works is denied.

**FOURTEENTH AFFIRMATIVE DEFENSE**

**(Innocent Infringement)**

Any alleged infringement by MSK Defendants was innocent.

**FIFTEENTH AFFIRMATIVE DEFENSE**

**(No Willfulness)**

Without admitting that MSK Defendants have infringed any purportedly copyrightable material, or that Plaintiff possesses copyright rights that could be infringed, MSK Defendants have not acted willfully.

**SIXTEENTH AFFIRMATIVE DEFENSE**

**(De Minimis Damages)**

To the extent any copyright has been infringed, which MSK Defendants do not concede, Plaintiff has suffered, at most, *de minimis* damages.

**SEVENTEENTH AFFIRMATIVE DEFENSE**

**(Failure to Allege Required Elements of Section 1202 Claim)**

Plaintiff fails to state a claim under Section 1202 of the Copyright Act upon which relief can be granted, including, but not limited to, (a) because he has failed to plead any facts supporting his allegation that MSK Defendants used the works at issue with the intent to induce, enable, facilitate, or conceal infringement; (b) because he has failed to identify or establish that copyright management information was included in the works at issue and/or when they were allegedly copied; and/or (c) because he has failed to sufficiently allege that anything allegedly added to the works at issue constitutes copyright management information.

**EIGHTEENTH AFFIRMATIVE DEFENSE**

**(Apportionment)**

Any purported damages sought by the Plaintiff in the form of MSK Defendants' profits are limited by the apportionment theory based on the percentage of profits attributable to the alleged infringing works, not the entirety of MSK

1 Defendants' profits from the sale of goods and/or services during the period of MSK  
2 Defendants' alleged use.

3  
4 **NINETEENTH AFFIRMATIVE DEFENSE**

5 **(Implied License)**

6 To the extent any copyright has been infringed, which MSK Defendants  
7 deny, MSK Defendants had an implied license to use the works at issue, including  
8 to copy, display, distribute, license, or offer them for license.

9  
10 **TWENTIETH AFFIRMATIVE DEFENSE**

11 **(Unjust Enrichment)**

12 Plaintiff's claims are barred, in whole or in part, on the ground that Plaintiff  
13 would be unjustly enriched if he were granted the relief sought.

14  
15 **TWENTY-FIRST AFFIRMATIVE DEFENSE**

16 **(Lack of Standing/Ownership)**

17 Plaintiff's claims against MSK Defendants are barred, in whole or in part, by  
18 Plaintiff's lack of standing to assert such claims due, in part, to the fact that he  
19 does not own all or certain copyright rights in the claimed works.

20  
21 **TWENTY-SECOND AFFIRMATIVE DEFENSE**

22 **(Invalid Copyright Registration)**

23 Plaintiff's claims for copyright infringement are barred because they are  
24 based on the alleged infringement of works for which a valid and enforceable  
25 copyright registration does not exist and/or for which the alleged copyright  
26 registration contains materially false and/or inaccurate information.



**TWENTY-THIRD AFFIRMATIVE DEFENSE**

**(Right to Assert Additional Defenses)**

MSK Defendants hereby give notice that, due to their incomplete knowledge as to the matters set forth in the TAC at this time, they are unable to determine whether they have additional defenses not expressly enumerated in the preceding paragraphs or elsewhere in this Answer. MSK Defendants thus reserve their rights to amend their Answer to assert additional defenses and to rely upon those additional defenses to the extent they become available or apparent during discovery or further proceedings in this action.


**MSK DEFENDANTS' PRAYER FOR RELIEF**

WHEREFORE, MSK Defendants respectfully request that the Court enter judgment in their favor and against Plaintiff, as follows:

1. In favor of MSK Defendants and against Plaintiff on all of Plaintiff's claims;
2. Awarding MSK Defendants their reasonable attorney's fees and costs; and
3. Awarding MSK Defendants such other and further relief as the Court may deem just and proper.

Dated: May 3, 2024

DAVID A. STEINBERG  
MITCHELL SILBERBERG & KNUPP LLP

By:   
David A. Steinberg  
Attorneys for Defendants  
Universal Music Group, Inc.  
and Money Mack Music, Inc.